

FILED

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2015 DEC 22 AM 11:04

CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES

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Plaintiff in Pro Se

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

Travis Middleton,
Plaintiff,

vs.

Santa Barbara Police Department,
City of Santa Barbara,
Camerino Sanchez, individually and in
his official capacity,
Officer Freytag, individually,
Officer B. Jensen individually,
Officer Chung, individually,
Denise DeBellefueille, individually,
Lee Carter, individually,
John/Jane Doe court clerk, individually
and in his/her official capacity,
Defendants.

Case No.:

CV 15-09818 SVW(AGR)

COMPLAINT FOR DAMAGES
ARISING FROM VIOLATIONS
OF CIVIL RIGHTS UNDER 42
U.S.C.A. §§ 1983 & 1986

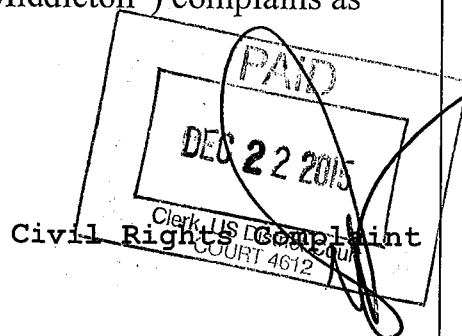
NO CONSENT TO RULE BY FEDERAL
MAGISTRATE (F.R.C.P. 73(a)(b))

DEMAND FOR 7th AMENDMENT
JURY TRIAL

Request leave to amend

Notice of Constitutional Challenge
Under Fed. Rule of Civ. Proc. 5.1 Filed
Concurrently Herewith

Plaintiff, Travis Middleton ("Plaintiff" or "Plaintiff Middleton") complains as follows:



JURISDICTION

1
2 **1.** Jurisdiction to hear Plaintiff's claims under the United States Constitution, the
3 Civil Rights Act of 1871, 42 U.S.C.A. § 1983, "its jurisdictional counterpart," 28
4 U.S.C.A. § 1343(a)(3), 28 U.S.C.A. § 1331 (Federal Question) is brought to
5 redress the deprivation, under color of [State] law, statute, ordinance, regulation,
6 custom, or usage of Plaintiff's rights, privileges, and/or immunities that are secured
7 by the Constitution of the United States of America and any act of Congress
8 providing for equal rights of citizens or of all persons within the jurisdiction of the
9 United States of America; and 28 U.S.C.A. §§ 2201 & 2202 et seq., exists.

10 Plaintiff seeks to recover damages from any person who fails to prevent or to aid in
11 preventing any wrongs mentioned in Title 42 § 1986 which he had knowledge
12 were about to occur and power to prevent. This is an action for a declaratory
13 judgment, and damages to redress the past deprivation under Plaintiff's 4th and 5th
14 Amendment protections and to prevent further deprivation by the defendants,
15 acting under color of state law and ordinance of rights secured by the Constitution
16 of the United States America, namely, the Due Process Clause and the Equal
17 Protection Clause of the United States Constitution at Amendment 14.

VENUE

18
19
20 **2.** Venue is proper under 28 U.S.C.A. § 1391(b)(1) & (2) given that the Defendants
21 are quasi-city and or State officials of the city of Santa Barbara, State of California
22 and are therefore subject to the U. S. A. constitutional requirement under the 14th
23 Amendment. All violations to Plaintiff's rights occurred in Santa Barbara County,
24 State of California.

PARTIES

25
26
27 **3.** The Plaintiff, Travis Middleton, herein after ("Plaintiff" or "Plaintiff
28 Middleton") is a citizen of the United States of America and a resident of Santa
Barbara County state of California.

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1 4. Defendant Santa Barbara Police Department is a duly constituted municipal
2 police agency that was created by and functions under the complete control of the
3 defendant city of Santa Barbara. The Santa Barbara Police Department is being
4 sued in its agency and or municipal capacity under 42 U.S.C. § 1983, pursuant to
5 Monell v. Department of Social Services, 436 U.S. 658(1978), and its progeny.

6 5. Defendant City of Santa Barbara is a municipal corporation existing under and
7 by virtue of the laws of the state of California and is being sued in its municipal
8 capacity under 42 U.S.C. § 1983, pursuant to Monell v. Department of Social
9 Services, 436 U.S. 658(1978), and its progeny.

10 6. Defendant Camerino Sanchez was, at all material times herein, the police chief
11 and a member of the City of Santa Barbara Police Department.

12 7. Defendant Officer Freytag was, at all material times herein, a member of the
13 City of Santa Barbara Police Department.

14 8. Defendant Officer B. Jensen was, at all material times herein, a "Night Watch
15 Commander" and a member of the City of Santa Barbara Police Department.

16 9. Defendant Officer Chung was, at all material times herein, a member of the City
17 of Santa Barbara Police Department.

18 10. Defendant Denise DeBellefeuille was, at all material times herein, the acting
19 sitting judge on behalf of the City of Santa Barbara and a state official of the state
20 of California and is being sued in her personal capacity under 42 U.S.C. § 1983,
21 pursuant to Scheuer v. Rhodes, 416 U.S. 232, 94 S.Ct. 1683, 1687 (1974) and *Ex*
22 *parte Young*, 209 U. S. 123 (1908).

23 11. Defendant Lee Carter was, at all material times herein, a deputy district
24 attorney for the county of Santa Barbara and was acting as a state official of the
25 state of California and is being sued in his personal capacity under 42 U.S.C. §
26 1983, pursuant to Scheuer v. Rhodes, 416 U.S. 232, 94 S.Ct. 1683, 1687 (1974)
27 and *Ex parte Young*, 209 U. S. 123 (1908).
28

1 12. Defendant[s] John or Jane Doe court clerk was, at all material times herein, an
 2 employee and clerk of the Superior Court of California, County of Santa Barbara
 3 and is being sued in his/her individual and official capacity.

4 5 CLAIM FOR RELIEF

6 13. Defendants City of Santa Barbara and the Santa Barbara Police
 7 Department acting through its agents and employees, defendants Lee Carter,
 8 Denise de Bellefeuille, Camerino Sanchez, officers Freytag, B. Jensen and Chung
 9 under the color of law and with the apparent authority of both the Santa Barbara
 10 Police Department and the City of Santa Barbara, violated Plaintiff's 4th, 5th and
 11 14th Amendment rights under the United States constitution, in violation of 42
 12 U.S.C.A. §§ 1983 and 1986.

13 14. Plaintiff has lived in the city of Santa Barbara California since 1993 and
 14 has been harassed and victimized by the city of Santa Barbara and its officials
 15 many times over the years. Defendants have a policy and custom of "trolling"
 16 for tickets throughout the city simply to raise revenue and extort monies from
 17 Plaintiff and other residents under the pretense of public safety and crime control.
 18 This city policy is simply an act of criminal and civil extortion against the public.
 19 An internet search on the city of Santa Barbara's web site
 20 (www.santabarbaraca.gov) reveals the amount of money collected by the
 21 Defendants' corrupt activities. See attached under *Exhibit A*, a breakdown of the
 22 parking, court and traffic fines extorted from the residents over the last 5 years.
 23 Page 1 through 4 under *Exhibit A* shows revenues from parking violations at well
 24 over 14 and a half million dollars for the last five years. Municipal court fines for
 25 the last five years have totaled over half a million dollars. The night that Plaintiff
 26 was stopped by defendant Freytag, Plaintiff's only crime was that of "Driving
 27 While Black" (D.W.B.).

28 15. The Defendants have engaged in a common course of conduct, the purpose

Civil Rights Complaint

1 of which is and was to engage in the violations of law alleged in this Complaint.
 2 The patterns of wrongs that are documented in this lawsuit have inflicted great
 3 harm upon Plaintiff, the citizens of California, the United States and upon the
 4 rule of law. Plaintiff through this lawsuit seeks damages and relief from these
 5 violations by Defendants' corrupt use of their local policies and customs in
 6 violation of numerous federally protected rights. Plaintiff seeks restitution
 7 imposing Civil Penalties and granting all other relief provided for under
 8 California and United States Law against all named and unnamed Defendants,
 9 jointly and severably for engaging in their unlawful and discriminatory practices.

11 **FACTUAL ALLEGATIONS**

12 **16.** On the night of December 28, 2013, Plaintiff, accompanied by his sixteen
 13 year old son was traveling in Plaintiff's 1995 grey colored Mercedes Benz.
 14 Plaintiff was in the process of bringing his son home from a wrestling tournament.
 15 It was Saturday night, a holiday weekend. The sky was clear and the streets were
 16 quiet and vacant of any motorist or pedestrians. The time was around 9:20 p.m.

17 **17.** After getting off the 101 freeway traveling south, Plaintiff exited the freeway
 18 onto Mission Street and began traveling down Castillo Street, which is a one-way
 19 street. Castillo Street goes for several blocks in a southerly direction all the way
 20 towards the beach. Along the way, there are several cross streets that intersects
 21 with Castillo. Please see attached map and diagram of the area under *Exhibit B*.

22 **18.** As Plaintiff drove down Castillo, Plaintiff came upon the street and intended
 23 to turn left on, Victoria Street. As Plaintiff entered onto Victoria Plaintiff noticed
 24 police lights behind him. Plaintiff quickly found a safe place to pull over near the
 25 300 block of Victoria.

26 **19.** Plaintiff put the car in park. Turned off the engine. Turned on the interior
 27 lights so that the officer could clearly see Plaintiff's hands, and then lowered the
 28 driver side window about two inches to communicate with Defendant Freytag. The

1 time was now 9:30 p.m. Plaintiff knew that the officer would ask to see license,
2 registration and proof of insurance so those documents were ready to be presented
3 when asked.

4 **20.** Defendant Freytag approached Plaintiff's driver side window and
5 immediately stated these words: "I pulled you over because you failed to use your
6 left-hand turn signal back there and because of your tinted windows" (*please note*
7 *that at this time of night, there were no pedestrians walking about attempting to*
8 *cross the street or waiting for Plaintiff to turn. There were no other motorist*
9 *traveling toward Plaintiff going in the opposite direction waiting for Plaintiff to*
10 *indicate his intention to turn. This was a one-way street on a holiday weekend with*
11 *no other motorist in front or behind Plaintiff and no residents out and about*
12 *anywhere in the area).*

13 **21.** Defendant Freytag then requested Plaintiff's license, registration and proof of
14 insurance which Plaintiff attempted to pass through the top portion of the
15 partially lowered window. Defendant Freytag did not like this gesture and
16 demanded that the window be lowered more.

17 **22.** Plaintiff responded by asking Defendant Freytag, "What is your probable
18 cause for pulling me over"? Defendant Freytag responded by stating, "I've already
19 told you that....now let down your window"!! Plaintiff responded, "Here is my
20 information, now what is your probable cause for demanding my window come
21 down further"? At this point, Defendant Freytag insisted that the window be
22 lowered. Plaintiff responded by stated, "No! You have no probable cause for that
23 request and on that basis your request is denied". "Here take my information"!!

24 **23.** Instead of taking Plaintiff's information, Defendant Freytag demanded again
25 more forcibly, "Lower your window"!! Plaintiff then asked "Why"? Defendant
26 Freytag then stated, "It's for my safety".

27 **24.** Plaintiff responded by asking, "Are you afraid of me?" Defendant Freytag
28 responded, "I don't know who you are. Are you on probation or parole"? Plaintiff

1 responded, "Let's see, I am a law abiding citizen. I have not committed a crime.
2 I'm unarmed. This is just a routine traffic stop. You are on the outside of my car
3 with a gun, a taser, pepper spray and a night stick, and some how you feel unsafe
4 with my window partially rolled down!? How does that work sir"?

5 **25.** Irritated with Plaintiff's response, Defendant Freytag then order Plaintiff role
6 down the window and open the car door. Plaintiff responded by stating, "You have
7 no probable cause for such a request and on that basis it will be denied". At this
8 time Defendant Freytag reluctantly takes Plaintiff's license and other information
9 and calls for back up.

10 **26.** Defendant Freytag then moves toward the rear of Plaintiff's car to write
11 down the license plate number. About 10 (ten) minutes pass and another patrol car
12 arrives on the scene. Defendant Freytag approaches Plaintiff's car window and
13 again orders Plaintiff to open the car door. Plaintiff then requests to speak to
14 Defendant Freytag's supervisor. Defendant Freytag responds by stating that the
15 supervisor was already on the scene. Minutes later, the Night Watch Commander
16 defendant B. Jensen appears on the scene.

17 **27.** At this time Defendants Freytag and B. Jensen stood at the rear of the car
18 and had a brief conversation. After this conversation, both Defendants Freytag and
19 B. Jensen approached Plaintiff's car again while Defendant B. Jensen (now the
20 lead officer) takes over the traffic stop. The time now is around 9:45 p.m. Once at
21 Plaintiff's window, Defendant B. Jensen ordered Plaintiff to lower the car window.
22 Plaintiff again lowered the car window 2 inches.

23 **28.** Defendant B. Jensen stated to Plaintiff, "My name is officer Jensen. I'm the
24 Watch Commander. I need you to step out of the car." Plaintiff responded, "No.
25 You have no probable cause for such a request and on that basis your request is
26 denied." Also, you are about to exceed the "Terry Stop" requirement in your traffic
27 stop." Defendant Jensen seemed to not care about the "Terry Stop" principle and
28 stated to Plaintiff, "You're about to elevate this into an arrestable offense under

1 Penal Code 140.” To which Plaintiff responded, “I don’t know what that means,
2 but you’re about to elevate this incident into a civil rights suit under Title 42
3 Section 1983.”

4 **29.** During this time, Defendant Chung was at the front passenger side of
5 Plaintiff’s car tapping on the glass in an attempt to get Plaintiff’s son to lower his
6 window. Plaintiff’s son did not respond to Defendant Chung.” The time was now
7 around 9:48 p.m. Now seeing this police encounter as simple harassment, Plaintiff
8 requested Defendants Freytag and Jensen give back the driver’s license and other
9 papers so that Plaintiff could leave the scene.

10 **30.** Defendant B. Jensen again stated to Plaintiff, “Step out of the car or be
11 arrested.” Plaintiff responded by asking, “What probable cause do you have for
12 arresting me?” “For obstructing a police officer”, replied Defendant B. Jensen.
13 Plaintiff responded by asking, “What probable cause and what crime do you have
14 for such an arrest?” “Am I under arrest officer?” “No! You’re being detained.”
15 Defendant B. Jensen replied. “So what probable cause do you have for further
16 detainment officer?” Plaintiff asked. To that question Defendant B. Jensen did not
17 answer.

18 **31.** Due to Defendants’ Freytag and Jensen seemingly fishing expedition,
19 Plaintiff demanded of Defendant Jensen that he cite Plaintiff with a ticket or give
20 back the license and insurance papers so that Plaintiff could be on his way.

21 **32.** Finally, Defendant Freytag was instructed by Defendant B. Jensen to cite
22 Plaintiff for a window tint violation under *Cal. Veh. Code Section 26708(a)(2)*.
23 There was no citation for not using the left-hand turn signal which was the main
24 reason Defendant Freytag stated as to why he stopped Plaintiff.

25 **33.** Finally, at around the time of 9:50 p.m., the Defendants finished the traffic
26 stop and allowed Plaintiff to leave.

27 **34.** On Monday, January 1, 2014, Plaintiff went to the Santa Barbara police
28 station and filed a “Citizen’s” complaint on all the officers involved at the traffic

1 stop. Plaintiff met with Watch Commander Aaron A. Baker. Sergeant Baker
2 invited Plaintiff into his office to discuss the traffic encounter. After Plaintiff
3 submitted the citizen's complaint, Sergeant Baker wanted to discuss the encounter
4 which we did. Upon finishing the discussion Sergeant Baker stated that the
5 complaint would go to the Internal Affairs Department and that they would do an
6 internal investigation into the matter. Sergeant Baker further stated that should
7 Plaintiff not hear from him within two weeks, then Plaintiff should call him back
8 directly. Sergeant Baker then gave Plaintiff a business card and Plaintiff left the
9 office.

10 **35.** Two weeks passed by with no word from the Internal Affairs Division with
11 regards to Plaintiff's complaint on the Defendant officers. Plaintiff decided to call
12 Mr. Baker to find out what had been determined by the investigation. Plaintiff
13 called Mr. Baker twice both times only reaching his voice mail recording. Plaintiff
14 left messages to be called back with respect to the complaint on the officers. Mr.
15 Baker never called Plaintiff to inform him of the results of the investigation.

16 **36.** On February 18, 2014, Plaintiff received a formal letter from Defendant
17 Camerino Sanchez stating that essentially, Plaintiff's complaint against the
18 Defendant officers were "unfounded". See attached letter from Defendant Sanchez
19 incorporated herein as *Exhibit C*.

20 **37.** On Monday, December 28, 2014, Plaintiff returned said citation to the
21 issuing officer Defendant Freytag for reasons that the traffic court lacked
22 jurisdiction to commence an action against Plaintiff. Additionally, a copy of said
23 refusal and return was sent to the Santa Barbara Traffic Court. *See Exhibit D*
24 attached hereto and made a part hereof.

25 **38.** On Monday, December 30, 2014, Plaintiff also requested discovery from
26 Defendant Freytag and sent an identical discovery request to the District
27 Attorney's Office. See attached *Exhibit E* attached hereto and made a part hereof.
28

1 Neither discovery request was responded to by Defendant Freytag or the D. A.'s
2 office.

3 **39.** The traffic court appearance was set to be held on January 30, 2014. Plaintiff
4 appeared on January 30, 2014 in department 7 at 8:00 a.m. to contest the citation.
5 Plaintiff discovered that neither his name nor the case was scheduled on the
6 calendar and the case was never called by the commissioner, so Plaintiff left the
7 court house.

8 **40.** On March 10, 2014, Plaintiff received a letter from the Superior Court of the
9 County of Santa Barbara, Traffic Division. The letter stated in summary that "*the*
10 *court has received your Denial regarding citation B722928. To resolve your*
11 *citation you must either pay the amount of \$197, or submit the correction along*
12 *with the fee of \$25, post bail for trial in the amount \$197 or appear in court for*
13 *Arraignment.*"

14 **41.** On March 20, 2014, Plaintiff responded to the Santa Barbara Traffic Court's
15 Notice with a Constructive Notice warning the court that their conduct was
16 unlawful for a number of reasons which would put them in liability of a civil rights
17 law suit for damages against each and every official that would cause a damage to
18 Plaintiff's person on property. See attached constructive notice dated March 20,
19 2014 incorporated herein and a made a part hereof as ***Exhibit F***.

20 **42.** On June 3, 2014, Plaintiff received a Notice from the Department of Motor
21 Vehicles warning that Plaintiff had a Failure to Appear (FTA) and a warning that
22 Plaintiff's license would be suspended should the fines or the (FTA) appearances
23 are not dealt with.

24 **43.** Plaintiff then went back to the traffic court clerk and had the clerk re-
25 schedule the case for arraignment (on June 13, 2014). After the arraignment the
26 commissioner set the case for court trial for July 21, 2014.

27 **44.** On June 6, 2014, Plaintiff went to the traffic clerk to retrieve a copy of the
28 whole file which should have had all the correspondence sent from Plaintiff to the

1 court with respect to the traffic citation number B722928. Plaintiff instructed the
2 clerk to copy the whole file. To Plaintiff's surprise there was only a white copy of
3 the traffic citation. None of the other pieces of mail sent to the court were in the
4 file. Someone had removed those correspondences from the file.

5 **45.** On Friday, July 18, 2014, three days before the scheduled traffic court trial,
6 Plaintiff removed the traffic case to Federal District Court for the Central District
7 of California for civil rights violations. See attached Removal Notice under 28
8 U.S.C. § 1443(1) incorporated herein and referenced as *Exhibit G*. This removed
9 action was lodged under the District Court's case number *CV-14-5591*.

10 **46.** On Monday, July 21, 2014, and minutes before Plaintiff's traffic court trial,
11 Plaintiff visited the district attorney's office next door to the court room to inquire
12 about why he did not receive his requested discovery of the traffic stop. When
13 Plaintiff asked the secretary if she had the requested discovery for the case, the
14 secretary looked behind her on the floor and discovered a package with a CD-Rom
15 disc with Plaintiff's name it. This was the video of from the dash-cam of
16 Defendant Freytag's cruiser which documented the traffic stop.

17 **47.** Plaintiff asked why it had not been sent out since it was requested back in
18 December and that the trial was about to commence in a few minutes. The
19 secretary seemed puzzled that it was still setting on the floor behind her. She
20 passed Plaintiff the package and Plaintiff paid her the 20 dollar fee for the package.

21 **48.** Minutes later in the next building (Monday, July 21, 2014) the judge over
22 the traffic case, Defendant Denise de Bellefeuille, absent any judicial authority,
23 commenced the proceedings and called the traffic case number B722928.

24 **49.** Plaintiff took a sit at the front table to address the court's lack of jurisdiction
25 over the matter. Defendant Freytag was asked to give an account of the traffic stop
26 which he did. When Defendant de Bellefeuille asked Plaintiff to state his defense,
27 Plaintiff stated that this case had been removed to District Court the previous
28 Friday the 18th pursuant to the removal statutes.

1 **50.** Defendant de Bellefeuille did not seem to care about the District Court's
2 authority over this case. Defendant de Bellefeuille also stated that since there was
3 no **Order** from the district court, she would proceed.

4 **51.** Plaintiff then stated to Defendant de Bellefeuille that the removal notice
5 should be in her file folder on top since it was the last document filed by Plaintiff.
6 Defendant de Bellefeuille then stated that she had no such removal notice in the
7 file and that she was going to proceed. At this moment Plaintiff thought the
8 possibility existed that the defendant court clerk had removed the removal notice
9 from the file, or all together failed to place it into the court file.

10 **52.** Plaintiff stated that he would pass his copy to Defendant Lee Carter so that
11 Defendant Carter could verify, read it, then pass it to the judge, Defendant de
12 Bellefeuille. After Defendant Carter read through the removal notice he then
13 passed it up to Defendant de Bellefeuille. Defendant de Bellefeuille read the notice
14 of removal yet still proceeding in the traffic matter in total absence of jurisdiction.
15 Please see attached digital audio recording of the traffic court trial attached and
16 incorporated herein as *Exhibit H*.

17 **53.** Plaintiff was found guilty of the traffic infraction by Defendant de
18 Bellefeuille and was ordered to pay \$170.00. See abstract of judgment attached
19 herein and incorporated as *Exhibit I*.

20 **54.** After Plaintiff arrived home, Plaintiff played the discovery disc from the
21 D.A.'s office. It showed the inside cockpit view of Defendant Freytag's cruiser.
22 The video also shows that Defendant Freytag starting surveilling Plaintiff at the
23 intersection of Micheltorena and Castillo Street, some two whole blocks from
24 Victoria Street, where Defendant Freytag eventually stopped Plaintiff. See the
25 street lay out of the map on page two under *Exhibit B*.

26 **55.** Additionally, the video disc shows the time, date, speed of Plaintiff's car and
27 you can hear Defendant Freytag's car radio blaring in the background. At the
28

1 traffic stop the audio of the traffic encounter is over shadowed by the loud music
2 from Defendant Freytag's car radio.

3 **56.** Essentially, it cannot be heard from the video disc what was said to Plaintiff
4 by Defendants or what Plaintiff said in response to the defendants. Evidently, the
5 audio and video of this video disc for this traffic stop had been tampered with by
6 the defendants.

7 **57.** It leaves one to ponder, if recording a traffic stop is for the protection of the
8 officer, why would the officer(s) either not record or tamper with the recordings?
9 The video from the car's dash cam indicates that Defendant Freytag was
10 surveilling Plaintiff possibly for the purpose of racial profiling and trolling for
11 tickets only.

12 **58.** Defendant Freytag's dash cam starts recording Plaintiff at the intersection of
13 Micheltorena and Castillo Street, some two whole blocks before stopping Plaintiff
14 at Victoria. Plaintiff now wonders at which cross-street did Defendant Freytag first
15 observed Plaintiff? At what point in time and how long was Defendant Freytag
16 surveilling Plaintiff before the dash cam was turned on? And what was Defendant
17 Freytag's probable cause for surveilling Plaintiff for such an extending period of
18 time in the first instance?

19 **59.** It leaves Plaintiff with the sense that the defendants were purposefully
20 involved in police misconduct and tried to erase or alter the evidence of their
21 misconduct from the authorities.

22 **CONSTITUTIONAL AND STATUTORY PROVISIONS INVOKED**

23 **60.** Plaintiff Travis Middleton realleges and incorporates each and every
24 allegation set forth in paragraphs 1 through 59, above, as though fully set forth
25 herein.
26
27
28

1 **61.** At all times material herein, there was in full force and effect certain
2 provisions of the Constitution of the United States, namely, U.S. Constitution
3 Amendment 14, § 1 that states in pertinent part as follows:
4

5 ... nor shall any State deprive any person of life, liberty, or property, without due
6 process of law; nor deny to any person within its jurisdiction the equal protection
7 of the laws.
8

9 **62.** At all times material herein, there was in full force and effect certain
10 provisions of the Constitution of the United States, namely, U.S. Constitution
11 Amendment V, that states in pertinent part as follows:
12

13 ... nor be deprived of life, liberty, or property, without due process of law; nor
14 shall private property be taken for public use, without just compensation.
15

16 **63.** At all times material herein, there was also in full force and effect a certain
17 statute of the United States known as the Civil Rights Act of 1871, 42 U.S.C.A. §
18 1983, which provides, in pertinent part as follows:
19

20 Every person who, under color of any statute, ordinance, regulation, custom, or
21 usage, of any State or Territory or the District of Columbia, subjects, or causes to
22 be subjected, any citizen of the United States or other person within the jurisdiction
23 thereof to the deprivation of any rights, privileges, or immunities secured by the
24 Constitution and laws shall be liable to the party injured in an action at law, suit in
25 equity, or other proper proceeding for redress.
26
27
28

1 **64.** At all times material herein, there was also in full force and effect a certain
2 statute of the United States known as the Civil Rights Act of 1871, 42 U.S.C.A. §
3 1986, which provides, in pertinent part as follows:

4
5 Every person who, having knowledge that any of the wrongs conspired to be done,
6 and mentioned in section 1985 of this title, are about to be committed, and having
7 power to prevent or aid in preventing the commission of the same, neglects or
8 refuses so to do, if such wrongful act be committed, shall be liable to the party
9 injured, or his legal representatives, for all damages caused by such wrongful act,
10 which such person by reasonable diligence could have prevented; and such
11 damages may be recovered in an action on the case; and any number of persons
12 guilty of such wrongful neglect or refusal may be joined as defendants in the
13 action; and if the death of any party be caused by any such wrongful act and
14 neglect, the legal representatives of the deceased shall have such action therefor,
15 and may recover not exceeding \$5,000 damages therein, for the benefit of the
16 widow of the deceased, if there be one, and if there be no widow, then for the
17 benefit of the next of kin of the deceased. But no action under the provisions of this
18 section shall be sustained which is not commenced within one year after the cause
19 of action has accrued.

20
21 **65.** At all times material herein, there was in full force and effect certain
22 provisions of the Constitution of the United States, namely, U.S. Constitution
23 Amendment IV, that states in pertinent part as follows:

24
25 The right of the people to be secure in their persons, houses, papers, and effects,
26 against unreasonable searches and seizures, shall not be violated, and no warrants
27 shall issue, but upon probable cause, supported by oath or affirmation, and
28

1 particularly describing the place to be searched, and the persons or things to be
2 seized.

4 **FIRST FEDERAL CLAIM**

5 **Violation of Plaintiff's Privacy and Liberty Under The Fourth Amendment** 6 **To The United States Constitution by Plaintiff Against Defendants Freytag,** 7 **Jensen, & Chung.**

8 **66.** Plaintiff Travis Middleton realleges and incorporates in this First Claim for
9 Relief each and every allegation set forth in paragraphs 1 through 65, above, as
10 though fully set forth herein.

11
12 *California v. Hodari D.*, 499 U.S. 621, 626 (1991) (Fourth Amendment "seizure"
13 of the person is the same as a common law arrest; there must be either application
14 of physical force or submission to the assertion of authority).

15
16 *United States v. Mendenhall*, 446 U.S. 544, 554 (1980) (opinion of Justice Stewart)
17 ("[A] person has been 'seized' within the meaning of the Fourth Amendment only
18 if, in view of all the circumstances surrounding the incident, a reasonable person
19 would have believed that he was not free to leave"). See also *Reid v. Georgia*, 448
20 U.S. 438 (1980); *United States v. Brignoni-Ponce*, 422 U.S. 873, 878 (1975); *Terry*
21 *v. Ohio*, 392 U.S. 1, 16 -19 (1968).

22
23 **67.** Plaintiff Middleton has an unqualified right to liberty, to feel and be secure in
24 **all** of Plaintiff's effects, including but not limited to Plaintiff's automobile under
25 the Declaration of Independence and the 4th Amendment to the U.S. constitution.
26 This liberty is not a series of isolated points pricked out in terms of the taking of
27 property; the freedom of speech, press, and religion; the right to keep and bear
28 arms; the freedom from unreasonable searches and seizures; and so on. "It is a

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1 rational continuum which, broadly speaking, includes a freedom from all
 2 substantial arbitrary impositions and purposeless restraints” Moore v. City of
 3 East Cleveland, 431 U.S. 494, 502 (1977) (quoting Poe v. Ullman, 367 U.S. 497,
 4 542-43 (1961) (Harlan, J., dissenting)).

5 **68.** Plaintiff’s liberty and was imperiled and violated under color of law by
 6 Defendants Freytag, Jensen and Chung during the above mentioned traffic stop,
 7 and as more specifically plead in paragraphs 16 through 32 above. Defendants’
 8 unlawful detention of Plaintiff also constituted false imprisonment of Plaintiff.

9 **69.** Defendants’ traffic stop constituted an unlawful arrest, false imprisonment
 10 and an unlawful seizure of Plaintiff’s person in violation of the Fourth Amendment
 11 to the U. S. Constitution, as applied to the states through the fourteenth
 12 Amendment and as more fully plead in paragraphs 16 through 32 of this complaint.

13 **70.** Due to recent display of documented accounts of police violence toward
 14 unarmed citizens around the country like the *Kelly Thomas*, *Eric Garner*, *Tamir*
 15 *Rice*, *Michael Brown*, *Sandra Bland* and many other cases, Plaintiff did not feel
 16 secure in getting out of the car. In fact, Plaintiff was very concerned for the
 17 physical safety of himself and his sixteen year old son and plainly did not trust
 18 these defendant officers.

19 **71.** Plaintiff feared that these officers would have inflicted more severe physical
 20 violations upon Plaintiff and Plaintiff’s son once removed from the car. Fearful of
 21 being beaten or shot to death Plaintiff exercised the right of self-preservation and
 22 self-defense and did not exit the car.

23 **72.** The right of self-defense and self-preservation is natural right long precedent
 24 to the U. S. Constitution.

25 **Self-defense** as stated by Justice Blackstone of “*Blackstone’s Commentaries On*
 26 *English Common Law*”:

27 “The defense of one’s self, or the mutual and reciprocal defense of such as stand in
 28 the relations of husband and wife, parent and child, master and servant. In these

1 cases, if the party himself or any of these his relations, be forcibly attacked in his
 2 person or property, it is lawful for him to repel force by force; and the breach of
 3 the peace, which happens, is chargeable upon him only who began the affray. For
 4 the law, in this case, respects the passions of the human mind; and (when external
 5 violence is offered to a man himself, or those to whom he bears a near connection)
 6 makes it lawful in him to do himself that immediate justice, to which he is
 7 prompted by nature, and which no prudential motives are strong enough to restrain.
 8 It considers that the future process of law is by no means an adequate remedy for
 9 injuries accompanied with force; since it is impossible to say to what wanton
 10 lengths of rapine or cruelty outrages of this sort might be carried, unless it were
 11 permitted a man immediately to oppose one violence with another. Self-defense,
 12 therefore, as it is justly called the primary law of nature, so it is not, neither can it
 13 be in fact, taken away by the law of society. In the English law particularly it is
 14 held an excuse for breaches of the peace, nay even for homicide itself.”

15
 16 *-Blackstone's Commentaries Book 2 pages 1491 & 1493.*

17
 18 **73.** Defendants' actions were wanton, reckless, malice and racially based animus
 19 towards Plaintiff. Upon information and belief defendant Freytag stopped Plaintiff
 20 only for the crime of "Driving While Black" ("DWB").

21 **74.** The very **idea** that Defendant Freytag can surveille, stop and detain Plaintiff
 22 while Plaintiff is **not** in the commission of any criminal activity, and then attempt
 23 to place Plaintiff into a position where Plaintiff is required to disprove Plaintiff is
 24 **not** involved in some crime, makes no sense constitutionally, and thus constitute a
 25 trespass upon the constitutionally protected privacy rights of Plaintiff.

26 **75.** The Supreme Court, in *Arthur v. Morgan*, 112 U.S. 495, 5 S.Ct. 241, 28 L.Ed.
 27 825, held that carriages were properly classified as household effects, and we see
 28 no reason that automobiles should not be similarly disposed of.”

Civil Rights Complaint

1 76. Plaintiff has an unqualified right to be secure in his person, papers and affects
2 as so guaranteed by the 4th Amendment to the United States constitution.

3 77. Plaintiff's automobile qualifies as personal affects within the meaning of the
4 4th Amendment.

5 78. The tint on Plaintiff's car windows allows security and protection from the
6 harsh elements of the sun and aids in some measure of privacy within Plaintiff's
7 automobile.

8 79. Plaintiff has unqualified rights that are protected under the liberty clause
9 within the meaning of the 4th Amendment to tint the windows on his property for
10 the protection and security it offers.

11 80. *Shuttlesworth v. Birmingham* 394 U.S. 147 (1969). "With regard particularly
12 to the U.S. Constitution, it is elementary that a Right secured or protected by that
13 document cannot be overthrown or impaired by any state police authority."

14 81. "The claim and exercise of a Constitutional Right cannot be converted into a
15 crime." *Miller v. Us.*, 230 F, 2d 286,489. "Where rights secured by the Constitution
16 are involved, there can be no rule-making or legislation which would abrogate
17 them." *Miranda v. Arizona*, 384 U.S. 436.

18 82. Defendants became a **tortfeasor** in their corrupt and unconstitutional
19 behavior. In the absence of any criminal behavior, Plaintiff has a fundamental right
20 to be let alone.

21 83. Defendants City of Santa Barbara, the Santa Barbara Police Department and
22 Camerino Sanchez all have now condoned and established this policy of "Trolling"
23 for tickets as an unconstitutional and corrupt scheme to raise revenue for the
24 Defendant City of Santa Barbara to the injury of Plaintiff and other residents.

25 84. There is no compelling state interest in allowing law enforcement officials to
26 "Troll" for tickets while unlawfully targeting innocent residents.

27 85. Defendants' "Terry Stop" of Plaintiff in its inception, was not a valid stop.
28

1 **86.** Defendants' further detention of Plaintiff was unreasonable in length and
 2 scope, in light of its purported original purpose of redressing a failure to use a turn
 3 signal, and was not justified by probable cause of **any** criminal activity.

4 **87.** Defendants' extension of detention and questioning beyond the time and
 5 scope reasonably required to address Plaintiff's failure to signal was not
 6 consensual.

7 **88.** Defendants' conduct of subjecting Plaintiff to an unconstitutional seizure was
 8 motivated by purely financial, evil motive or intent, and was reckless and callous
 9 indifference to the Fourth and Amendment rights of Plaintiff.

10 **89.** Plaintiff Middleton suffered mental and emotional distress as a result of
 11 defendants' unconstitutional seizure.

12 **90.** The Defendant City of Santa Barbara's corporate charter does not allow it to
 13 violate constitutional protections of its residents under the guise of illegal traffic
 14 stops in violation of the Fourth, Fifth and Fourteenth Amendments to the U. S
 15 constitution.

17 **SECOND FEDERAL CLAIM**

18 **Conspiracy To Violate Plaintiff's Privacy and Liberty Under The Fourth**
 19 **Amendment To The United States Constitution [42 U.S.C § 1986] by Plaintiff**
 20 **Against Defendants Freytag, Jensen, Chung & Sanchez.**

21 **91.** Plaintiff Travis Middleton realleges and incorporates in this Second Claim for
 22 Relief each and every allegation set forth in paragraphs 1 through 90, above, as
 23 though fully set forth herein.

24 **92.** 42 U.S.C.A. § 1986, which provides, in pertinent part as follows:

25
 26
 27 Every person who, having knowledge that any of the wrongs conspired to be done,
 28 and mentioned in section 1985 of this title, are about to be committed, and having
 power to prevent or aid in preventing the commission of the same, neglects or

Civil Rights Complaint

1 refuses so to do, if such wrongful act be committed, shall be liable to the party
 2 injured, or his legal representatives, for all damages caused by such wrongful act,
 3 which such person by reasonable diligence could have prevented; and such
 4 damages may be recovered in an action on the case; and any number of persons
 5 guilty of such wrongful neglect or refusal may be joined as defendants in the
 6 action;

7 **93.** Defendants Freytag, Jensen, Chung & Sanchez are all law enforcement
 8 officials and are charged with having knowledge of the law. Law enforcements'
 9 first duty under the law is to **know** the law, and second, to follow the law.

10 **94.** Defendants Freytag, Jensen, Chung & Sanchez, acting individually or
 11 together and in concert agreed to conspire to cause a traffic infraction of Failure to
 12 Use a Turn Signal and Window Tint violation to be issued against Plaintiff
 13 Middleton and assisted in the prosecution of said charges.

14 **95.** Defendants Freytag, Jensen, Chung & Sanchez and each of them were
 15 motivated in the pursuit of a traffic charge against Plaintiff Middleton not by a
 16 belief that the charges had any factual or legal merit or that probable cause for its
 17 issue existed, but for improper, unlawful and unconstitutional purposes, to-wit:

18
 19 a). Defendants sought to protect themselves from the civil and/or criminal
 20 liabilities for the unlawful "Terry Stop" committed against Plaintiff by tampering
 21 with or altering the dash cam video from defendant Freytag's police car which
 22 portrayed the events as described herein above of this complaint. All the conduct
 23 as alleged in the unlawful "Terry Stop" were sanctioned, allowed and promoted by
 24 Defendant Camerino Sanchez. See attached *Exhibit C*.

25
 26 **96.** Defendants Camerino Sanchez and the City of Santa Barbara by and through
 27 their Defendant police officers have an established policy, custom and local
 28 practice of "Trolling" for tickets and racially profiling motorist including Plaintiff.

Civil Rights Complaint

1 97. All the Defendants have actual and constructive knowledge of this
 2 unconstitutional local policy and said local policy and or custom was the proximate
 3 cause of damages behind the deprivation of Plaintiff Middleton's constitutional
 4 rights as plead in this complaint.

5 98. While Defendant Freytag was unlawfully targeting Plaintiff Middleton,
 6 Defendants Chung and Jensen had a duty to stop defendant Freytag's violations of
 7 Plaintiff's constitutional rights but failed to do so. Instead Defendants Chung and
 8 Jensen joined in, colluded with, aided and abetted defendant Freytag's
 9 unconstitutional and corrupt violations against Plaintiff.

10 99. The conduct of Defendants Freytag, Jensen, Chung & Sanchez as herein
 11 above described, particularly in paragraphs 1 through 34, violated Plaintiff
 12 Middleton's privacy and the right to be free of unreasonable and unlawful seizure
 13 and false imprisonment as so secured by the Fourth and Fourteenth Amendments
 14 to the United States Constitution. Defendants are therefore liable for damages to
 15 Plaintiff under 42 U.S.C. §§ 1983 & 1986.

17 **THIRD FEDERAL CLAIM**

18 **Conspiracy To Violate Plaintiff's Rights That Are Protected Under The Fifth** 19 **Amendment To The United States Constitution, by Plaintiff Against All** 20 **Defendants**

21 100. Plaintiff Travis Middleton realleges and incorporates in this Third Claim for
 22 Relief each and every allegation set forth in paragraphs 1 through 99, above, as
 23 though fully set forth herein.

24 101. Each and every Defendant agreed to join the conspiracy and acted in concert
 25 with one another in violating the civil and constitutional rights of Plaintiff
 26 Middleton, particularly as plead in paragraphs 16 through 98 herein above.

27 102. During the traffic court proceedings Defendants Freytag, Carter, De
 28 Bellefeuille and an unknown court clerk joined the conspiracy of Defendants'

1 Chung and Jensen to further violate the rights of due process of Plaintiff under the
 2 Fifth and Fourteenth Amendments to the U. S. constitution which violated 42
 3 U.S.C. §§1983 & 1986.

4 **103.** The unknown Defendant, John/Jane doe court clerk who tampered with the
 5 court file either removed certain items from the court file of case number B722928,
 6 specifically, (*the notice of removal to district court [Exhibit G], notice of refusal of*
 7 *the traffic ticket [Exhibit D], request and demand for discovery [Exhibit E and*
 8 *notice of tort liability [Exhibit F]) or failed to put these items into the file all*
 9 *together.*

10 **104.** The misconduct of the Defendant John/Jane doe court clerk in tampering
 11 with the court file was an attempt to give the impression that Plaintiff had not made
 12 a challenge to the court's jurisdiction which triggered the Department of Motor
 13 Vehicles (DMV) to send a letter threatening the suspension of Plaintiff's driver's
 14 license or a warrant being issued for Plaintiff's arrest. Either violation would
 15 trigger the ability to raise more money for the defendant city of Santa Barbara.

16 **105.** The scheme of Defendants was to unlawfully target and cite Plaintiff in the
 17 traffic stop to eventually drag Plaintiff into the traffic courts for the sole purpose of
 18 illegally extorting money from Plaintiff under some quasi-criminal court
 19 proceeding, and as more specifically plead in paragraphs 16 through 96 herein
 20 above.

21 **106.** On information and belief, the Defendants used this traffic scheme and court
 22 process to unlawful punish Plaintiff by charging Plaintiff with a crime that did not
 23 occur and to subsequently extort the fine of \$170.00 from Plaintiff in violation of
 24 the takings clause of the Fifth Amendment to the U. S. constitution.

25 **107.** And as alleged in paragraphs 45 through 48 above, Defendant De
 26 Bellefeuille did not have subject matter or any other jurisdiction to hear and rule on
 27 the matter in case number B722928, as the case had been removed to Federal
 28 District Court.

1 **108.** All Defendants directly and indirectly violated, and aided and abetted the
 2 violations of Plaintiff's civil and constitutional rights under color of state law and
 3 therefore violated Federal law pursuant to Amendments 4, 5, & 14 and is actionable
 4 under 42 U.S.C. §§ 1983 and 1986.

5 6 **FOURTH FEDERAL CLAIM**

7 **Conspiracy To Violate Plaintiff's Rights That Are Protected Under The** 8 **Fourteenth Amendment To The United States Constitution, by Plaintiff** 9 **Against All Defendants**

10 **109.** Plaintiff Travis Middleton realleges and incorporates in this Fourth Claim
 11 for Relief each and every allegation set forth in paragraphs 1 through 108 , above,
 12 as though fully set forth herein.

13 **110.** The Defendant's discrimination of Plaintiff is purely a race based animus
 14 scheme and is not rationally related to any legitimate government purpose and is
 15 without justification, cause, or excuse.

16 **111.** The Defendant's actions toward Plaintiff regarding the traffic stop and the
 17 traffic court proceedings were taken under color of state law and in violation of the
 18 Equal Protection Clause of the U.S. Constitution at Amendment 14 for which all
 19 the Defendants are liable to Plaintiff under 42 U.S.C.A. §§ 1983, 1986.

20 **112.** One of the purposes of the Equal Protection Clause of the U.S. Constitution
 21 Amendment 14 is to "secure every person within the State's jurisdiction against
 22 intentional and arbitrary discrimination, whether occasioned by express terms of a
 23 statute or by its improper execution through duly constituted agents." *Village of*
 24 *Willowbrook v. Olech*, 528 U.S. 562, 564 (2000).

25 **113.** The Defendants, under color of a statute [the DMV Code], ordinance,
 26 regulation, custom, or usage, of any State or Territory or the District of Columbia,
 27 has subjected, or has caused to be subjected, Plaintiff to the deprivation of
 28 Plaintiff's respective rights, privileges, or immunities secured by the Constitution

Civil Rights Complaint

1 and laws and therefore is liable to Plaintiff for respective damage and harm.

2 **114.** California Department of Motor Vehicle Code Sections V.C. Sec. 22107,
3 22108 & 26708A is not California law.

4 **115.** Plaintiff's *unalienable rights* were violated; protected by the 1879 California
5 Constitution (as ratified without subsequent amendments) and United States BILL
6 OF RIGHTS, Amendment Four. The right of the people to be secure in their
7 persons, houses, papers, and effects against unreasonable searches and seizures,
8 shall not be violated.

9 **116. Constitution of the State of California 1879 Article IV.**

10 *Legislative Department.*

11
12 Sec. 24: Every Act shall embrace but one subject, which subject shall be expressed
13 in its title. But if any subject shall be embraced in an Act which shall not be
14 expressed in its title, such Act shall be void only as to so much thereof as shall not
15 be expressed in its title. No law shall be revised or amended by reference to its
16 title; but in such case the Act revised or section amended shall be reenacted, and
17 published at length as revised or amended; and all laws of the State of California,
18 and all official writing, and the executive, legislative, and judicial proceedings
19 shall be conducted, preserved, and published in not other than the English.
20

21 **117.** This statement was not in the 1849 constitution. It was therefore interpreted
22 as 'merely directory' *Washington v. Page*, whereas in 1879 it is interpreted as
23 evidently to prevent such construction in the future per *Lewis v. Dunne* 134 Cal.
24 291 (Cal. 1901).

25 **118.** *Lewis v. Dunne* states the act of March 8, 1901 (that created the Cal. Civ.
26 Code, Civ. Code of Procedure (or any other state Code), is unconstitutional, and
27 void for all purposes, and is inoperative to change or in any way affect the law of
28 the state as it stood immediately before the approval of said act.

Civil Rights Complaint

1 **119.** Which Plaintiff goes on the point out that the Vehicle Codes [22107, 22108
2 & 26708A] is also unconstitutional and void for all purposes. *Levine v. Fair*
3 *Political Practices Com'n*, 222 F.Supp.2d 1182 (E.D. Cal. 2002).

4 **120.** As a result of said acts, Plaintiff has suffered emotional duress, humiliation,
5 defamation and monetary loss defending the fraudulent criminal proceeding
6 brought by the conspiracy of all named defendants.

7 **121.** Plaintiff has an unqualified Constitutional right to privacy, due process and
8 equal protection of law under the California and U. S. Constitutions.

9 **122.** The prosecutorial misconduct, police misconduct and the bad faith actions of
10 all aforementioned Defendants as alleged in this complaint affords them no
11 immunity or protection of any type from damages sustained by Plaintiff pursuant
12 to the holdings in *Scheuer v. Rhodes*, 416 U.S. 232, 94 S.Ct. 683, 1687 (1974); *Ex*
13 *parte Young*, 209 U. S. 123 (1908); *Monell v. New York City Department of Social*
14 *Services* 436 U.S. 658 (1978); *Owen v. City of Independence* 445 U.S. 622(1980).

15 **123.** The "supremacy clause" of the Federal Constitution is stronger than state
16 public policy and compels a state to enforce federal statutes [United States
17 Constitutional Amendments] regardless of its "penal" character or of other
18 objections of local policy for the policy of the federal Act is the prevailing policy
19 in every state. See *Testa v. Katt* 1947 330 U.S. 386, 67 S. Ct. 810, 91 L.Ed. 967).
20 When Congress, in the exertion of the power confided to it by the Constitution,
21 adopted that act, it spoke for all the people and all the states, and thereby
22 established a policy for all. That policy is as much the policy of [the State of
23 California] as if the act had emanated from its own legislature, and should be
24 respected accordingly in the courts of the state.' *Mondou v. New York, N.H. & H.R.*
25 *Co.*, *supra*, 223 U.S. at page 57, 32 S.Ct. at page 178, 38 L. R.A.,N.S., 44.

26 Thus, in a case which chiefly relied upon the *Clafin* and *Mondou* precedents, this
27 Court stated that a state court cannot 'refuse to enforce the right arising from the
28 law of the United States because of conceptions of impolicy or want of wisdom on

1 the part of Congress in having called into play its lawful powers.' *Minneapolis &*
2 *St. L.R. Co. v. Bombolis*, 241 U.S. 211, 222, 36 S.Ct. 595, 598, L.R.A.1917A, 86,
3 *Ann.Cas.1916E*, 505.

4 **124.** The U.S. Supreme Court, in *Scheuer v. Rhodes*, 416 U.S. 232, 94 S.Ct. 1683,
5 1687 (1974) stated that "when a state officer acts under a state law in a manner
6 violative of the Federal Constitution, he comes into conflict with the superior
7 authority of that Constitution, and he is in that case stripped of his official or
8 representative character and is subjected in his person to the consequences of his
9 individual conduct". The State has no power to impart to him any immunity from
10 responsibility to the supreme authority of the United States." [Emphasis supplied in
11 original].

12 **125.** The U.S. Supreme Court has stated that "No state legislator or executive
13 or judicial officer can war against the Constitution without violating his
14 undertaking to support it." *Cooper v. Aaron*, 358 U.S. 1, 78 S.Ct. 1401 (1958)".

15 **126.** However, since *Ex parte Young*, 209 U. S. 123 (1908), it has been settled
16 that the Eleventh Amendment provides no shield for a state official confronted by a
17 claim that he had deprived another of a federal right under the color of state law.

18 **127.** *Ex parte Young* teaches that, when a state officer acts under a state law in a
19 manner violative of the Federal Constitution, he "comes into conflict with the
20 superior authority of that Constitution, and he is, in that case, stripped of his
21 official or representative character, and is subjected in his person to the
22 consequences of his individual conduct."

23 **128.** The State has no power to impart to him any immunity from responsibility to
24 the supreme authority of the United States."

25 **129.** As a result of the Defendants' culpable conduct, Plaintiff suffered
26 economic and non-economic injuries, including out of pocket expenses, mental
27 anguish, emotional distress, embarrassment, humiliation, and other compensable
28 injuries, for which Plaintiff is entitled to an award of compensatory and punitive

1 damages as provided by law.

2
3 **RELIEF REQUESTED**

4 WHEREFORE, Plaintiff, prays this Court to enter a judgment for an award of
5 damages in favor of Plaintiff against all Defendants, plus reasonable attorney's fees
6 and costs pursuant to 42 U.S.C.A. § 1988.

7
8 WHEREFORE, the Plaintiff respectfully prays that this Court grant the following
9 additional relief:

- 10
11 1. Jury trial on all issues triable by jury;
- 12 2. Declaratory order that the V.C. 267008A is void under California law
13 pursuant to Lewis v. Dunn 134 Cal. 291 (Cal. 1901);
- 14 3. Declaratory order that the Defendants' acts, policies, and practices described
15 herein violate plaintiff's rights under the United States Constitution and
16 California law;
- 17 4. A declaratory order from this court that the actions of Defendants prosecutor
18 and judge complained of herein, be declared to be Obstruction of Justice and
19 extortion under the Racketeer Influenced Corrupt Organizations Act, 18
20 U.S.C. §§ 1951, 1503 et. seq.;
- 21 5. Immediate suspension of the prosecutors' license to practice law pending an
22 investigation of his legal work over the past two years;
- 23 6. Immediate suspension of Police Defendants' Police Certifications, pending
24 the outcome of this lawsuit;
- 25 7. Compensatory damages in amount of \$25,000 from each defendant for each
26 cause of action;
- 27 8. Punitive damages to be determined by a jury.
- 28 9. Plaintiff's cost of this suit;


Civil Rights Complaint

1 10. Leave to amend this complaint once discovery is completed in the interest of
2 justice, after Defendants' have raised their usual objections and their
3 avalanche of procedural gimmicks;


4 11. Such other relief as this Court deems just, proper, and equitable.
5

6
7 November30, 2015

Respectfully Submitted,

8
9 

10 Travis Middleton
11

12 27 West Anapamu St. #153
13 Santa Barbara, California 93101
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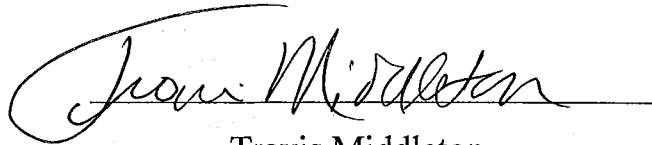
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VERIFICATION

I, Travis Middleton, am the Plaintiff in the above entitled action. I have read the foregoing Complaint and know the contents thereof. The same is true of my own knowledge, except as to those matters which are therein alleged on information and belief, and as to those matters, I believe to be true.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed in Santa Barbara, California.

Dated: November 30, 2015



Travis Middleton

27 West Anapamu St. #153
Santa Barbara, California 93101

Civil Rights Complaint

**DECLARATION OF TRAVIS MIDDLETON
IN SUPPORT OF CIVIL RIGHTS COMPALINT**

Indeed no more than (affidavits) is necessary to make the prima facie case. U.S. v. Kis, 658 F. 2nd, 526, 536 (7th Cir. 1981); Cert. Denied, 50 U.S. L.W. 2169; S. Ct. March 22, 1982.

That I, the undersigned affiant, Travis Middleton, a man being first duly affirmed by oath declares under penalty of perjury by my signature that the following facts are true, correct and complete to the best of my knowledge and belief, so help me Yahweh, and are admissible as evidence.

1. Affiant is over the age of 21.
2. Affiant has first-hand knowledge of the facts herein.
3. Affiant is competent to state the matters set forth herein.
4. Affiant is an American with unalienable rights.

STATEMENT OF TRUTH AND FACTS

5. The Declaration of Independence and the United States Constitution is the supreme law of the land and prevails everywhere including the State of California.
6. Affiant has witnessed the defendants disregard the United States constitution in favor of California Code law.
7. Affiant is aware that all defendants including magistrates and attorneys are employees of the state and as such used their positions to abuse their authority to harass Affiant and deny him his rights.
8. Affiant has been constantly denied his unalienable constitutional rights under the disguise of the color of law by defendants.
9. Affiant provided the laws to the defendants to ensure they were aware of their illegal and unlawful activity, yet defendants violated the rights of Affiant wantonly and purposefully.

Civil Rights Complaint

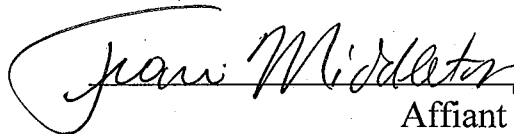
1 10. Defendants willingly, wantonly, and maliciously violated Affiant's rights
2 under color of law at the traffic stop and subsequent court proceedings.

3
4 11. Defendants Lee Carter and Denise de Bellefeuille agreed to violate Affiants
5 rights of due process and equal protection under the 14th Amendment at the
6 court proceedings.

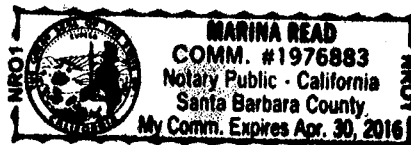
7 12. Defendant Denise de Bellefeuille did not have subject matter or any other
8 type of jurisdiction to make a ruling in the traffic court proceedings and thus
9 her ruling is void.

10 Defendants used their positions and the traffic court as a mechanism to
11 unlawfully extort monies from Affiant and others.

12 Further Affiant sayeth naught. Executed this 17th day of
13 December 2015.

14
15 
16 Affiant

17
18 State of California, County of Santa Barbara
19 Subscribed and sworn to (or affirmed) before me
20 on this 17 day of December, 2015.
21 by TRAVIS MIDDLETON,
22 proved to me on the basis of satisfactory evidence
23 to be the person(s) who appeared before me.
24 Signature: Marina Read



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EXHIBIT A [Breakdown of municipal court fines]

Civil Rights Complaint



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Taxes, Fees, & Fines

† Update 3/23/2015)

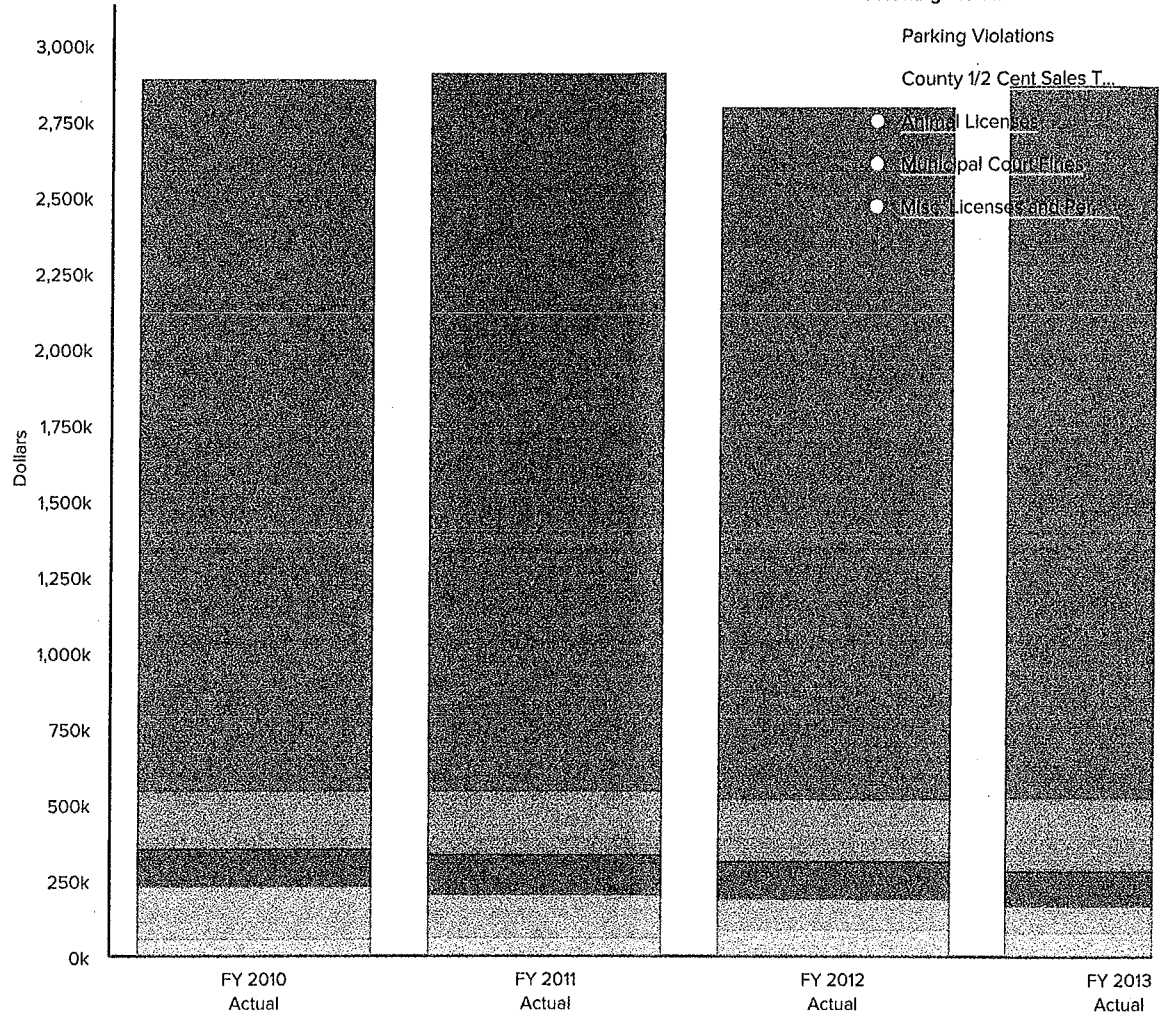
▼ General Fund
▼ Public Safety - Police



Sort Large to Small ▾

Parking Violations
County 1/2 Cent Sales T...

• Animal Licenses
• Municipal Court Fines
• Misc. Licenses and Per...



View table ▾

	FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Actual	FY 2014 Actual	FY 2015 Amend Budget
Parking Violations →	\$ 2,342,617	\$ 2,368,671	\$ 2,275,309	\$ 2,345,346	\$ 2,565,829	\$ 2,600,000
County 1/2 Cent Sales Tax	196,446	208,355	207,828	242,138	250,163	250,000
Animal Licenses	119,776	131,985	125,172	114,694	113,429	113,000
Municipal Court Fines →	173,248	140,901	100,062	89,940	86,224	86,000
Misc. Licenses and Permits	56,942	62,603	86,867	77,099	69,740	69,000
Total	\$ 2,889,029	\$ 2,912,515	\$ 2,795,238	\$ 2,869,217	\$ 3,085,385	\$ 3,200,000

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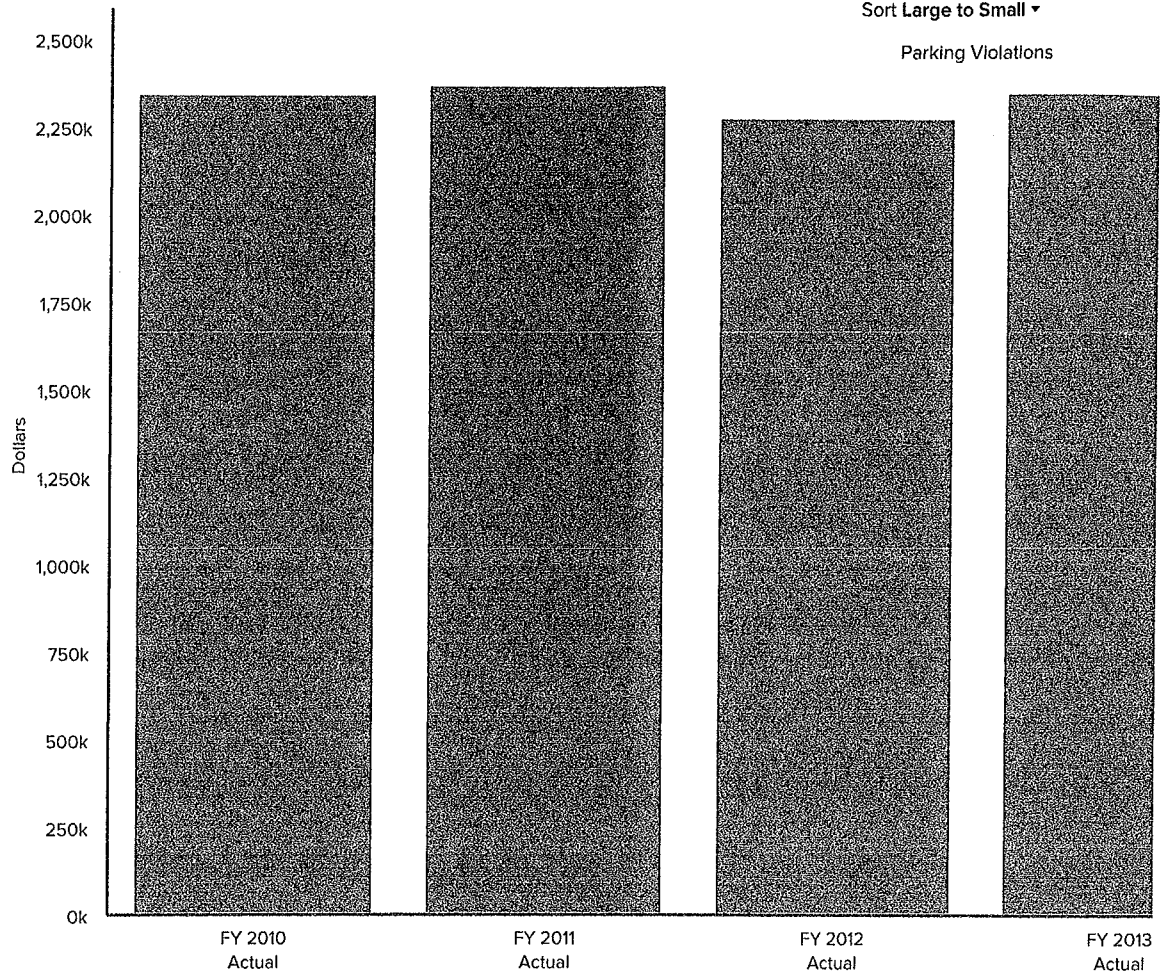
Parking Violations

Last Update 3/23/2015

 ▼ General Fund
 ▼ Public Safety - Police


Sort Large to Small ▾

Parking Violations



View table ▾

	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015
	Actual	Actual	Actual	Actual	Actual	Amended Budget
Parking Violations	\$ 2,342,617	\$ 2,368,671	\$ 2,275,309	\$ 2,345,346	\$ 2,565,829	\$ 2,681,987
Total	\$ 2,342,617	\$ 2,368,671	\$ 2,275,309	\$ 2,345,346	\$ 2,565,829	\$ 2,681,987

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Taxes, Fees, & Fines

▼ General Fund ▼ Patrol Division*

Last Update 3/23/2015



Sort Large to Small ▾

Municipal Court Fines

Annual Report

Current Year

SHOW

Revenues ▾

BROKEN DOWN BY

Revenue Type ▾

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All ▾

Funds ▾

Departments ▾

Project ▾

Revenue Type ▾

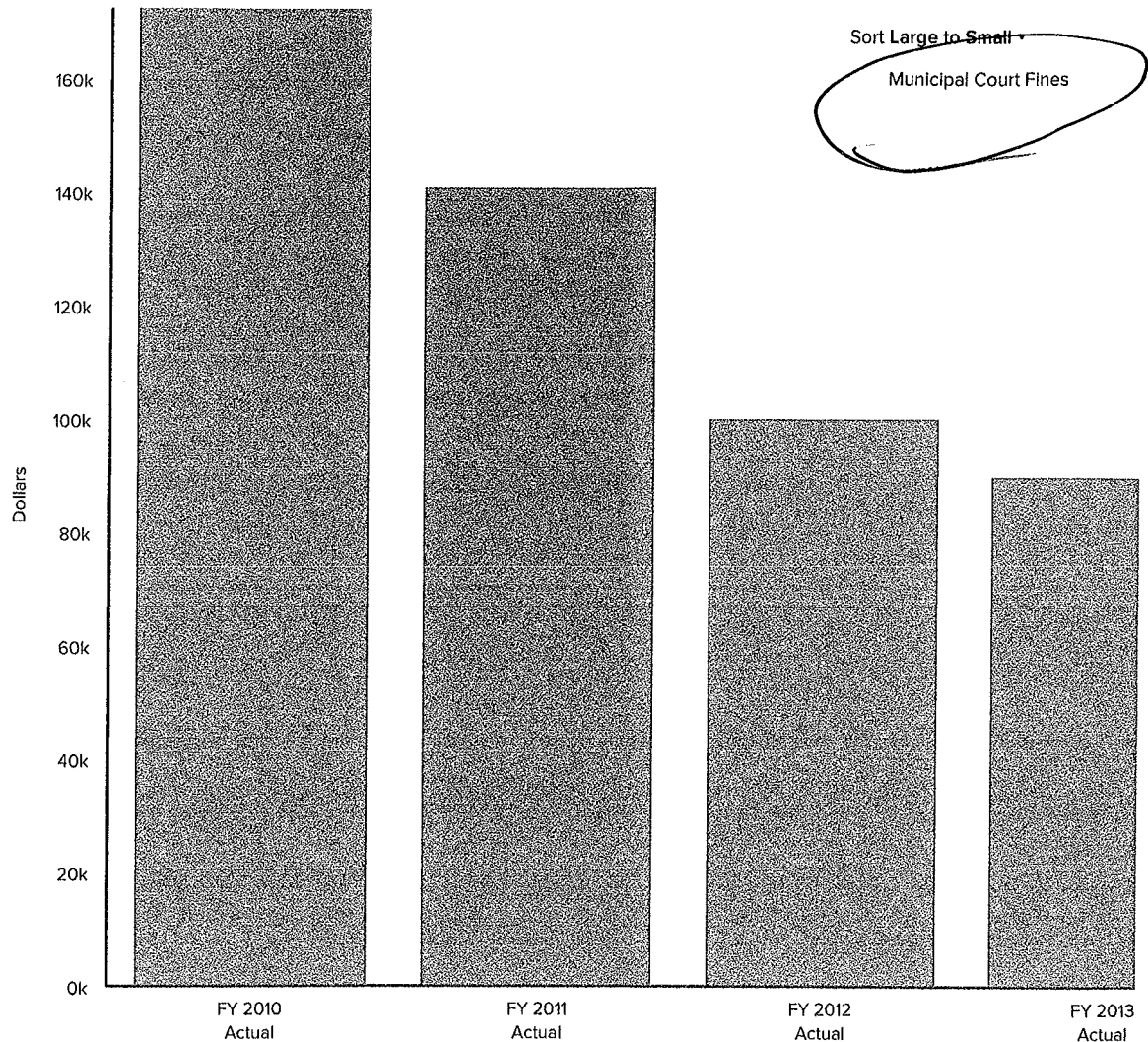
FISCAL YEAR

☐ 2010

☒ 2015

DOCUMENTS

FY 2015 Adopt...



View table ▾

	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015
	Actual	Actual	Actual	Actual	Actual	Amended Budget
Municipal Court Fines	\$ 173,248	\$ 140,901	\$ 100,062	\$ 89,940	\$ 86,224	\$ 120,000
Total	\$ 173,248	\$ 140,901	\$ 100,062	\$ 89,940	\$ 86,224	\$ 120,000

Page 3.

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[Contact Santa Barbara](#)
[Santa Barbara](#)


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Patrol Division

General Fund

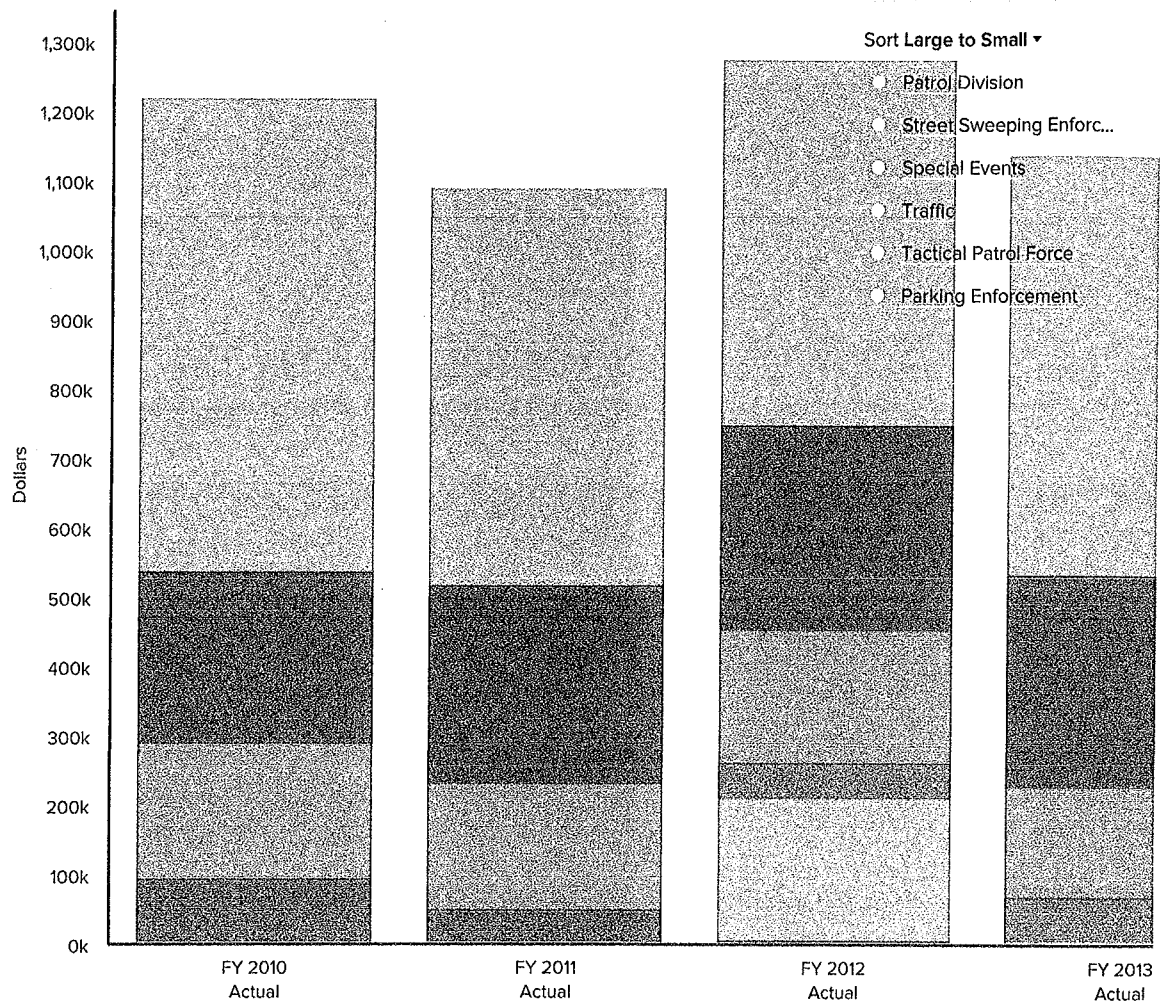
Last Update 3/23/2015)

Revenues



Sort Large to Small ▾

- ☒ Patrol Division
- ☐ Street Sweeping Enforc...
- ☐ Special Events
- ☐ Traffic
- ☐ Tactical Patrol Force
- ☐ Parking Enforcement



View table ▾

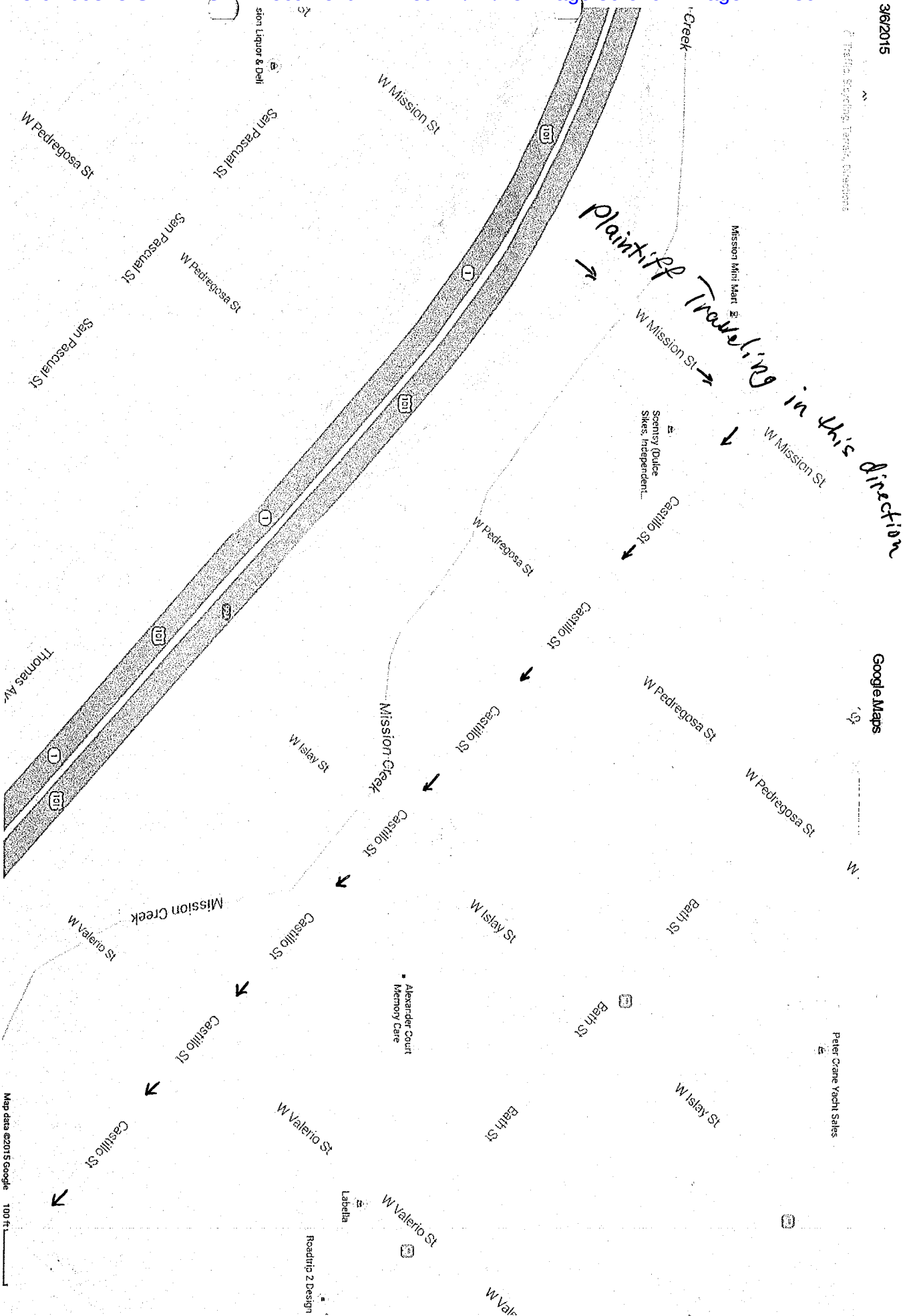
	FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Actual	FY 2014 Actual	FY 2015 Amended Budget
Patrol Division	\$ 683,167	\$ 572,690	\$ 527,604	\$ 604,918	\$ 722,313	\$
Street Sweeping Enforcement	246,583	286,336	295,101	302,854	341,453	
Special Events	195,313	181,998	192,199	160,929	236,427	
Traffic	0	0	50,535	60,423	52,325	
Tactical Patrol Force	0	0	205,374	8,000	0	
Parking Enforcement	94,565	49,997	5,422	0	0	
Total	\$ 1,219,628	\$ 1,091,021	\$ 1,276,235	\$ 1,137,124	\$ 1,352,518	\$

Page 4.

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EXHIBIT B [Map of Plaintiff's travel direction]

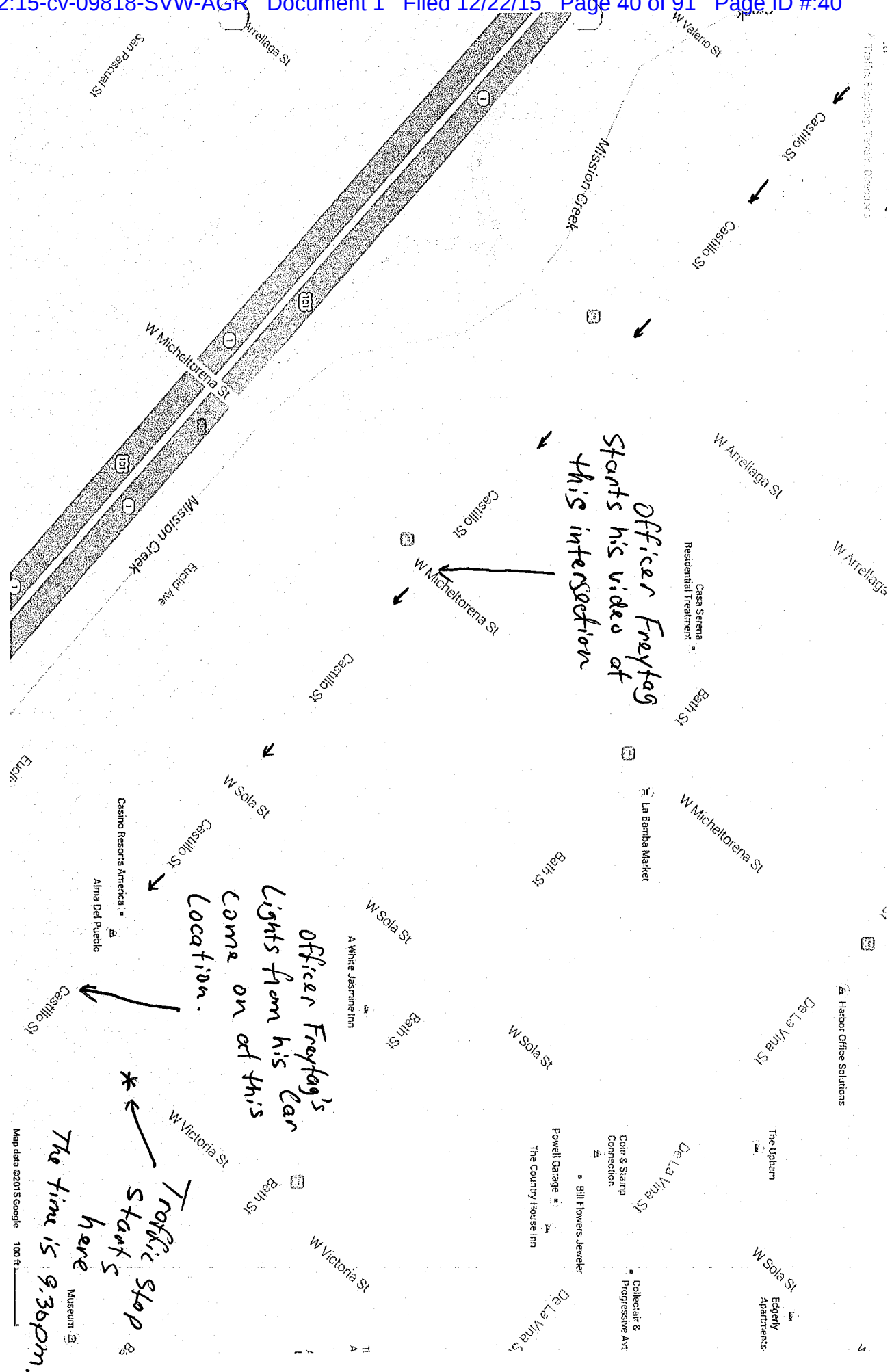
Civil Rights Complaint



7 Traffic Enforcement, Traffic Cameras

7

7



Page 2 of 2

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EXHIBIT C [Letter from Defendant Chief Sanchez]

Civil Rights Complaint



City of Santa Barbara

Police Department

www.sbpd.com

February 18, 2014

Travis Middleton
27 W. Anapamu St. #153
Santa Barbara, CA 93101

Chief's Office

805.897.2395

General Information

805.897.2300

Animal Control

805.963.1513

Business Office

805.897.2400

Community Services

805.897.3717

Dispatch

805.897.2410

Office of Emergency

Services

805.897.3725

Parking

805.897.2360

Patrol

805.897.2392

Records

805.897.2355

215 E. Figueroa St.

Santa Barbara, CA

93101

PO Box 539

Santa Barbara, CA

93102

Dear Mr. Middleton:

Your complaint on December 28, 2013 involving employees of the Santa Barbara Police Department has been thoroughly reviewed in accordance with our Department policy. I am hereby advising you that the allegations have been classified as **Unfounded**.

1020.7 DISPOSITION OF PERSONNEL COMPLAINTS

Each allegation shall be classified with one of the following dispositions:

(a) **UNFOUNDED**— when the investigation discloses that the alleged act(s) did not occur or did not involve department personnel. (Complaints which are determined to be “frivolous” [See: Penal Code § 832.5 (c)] will fall within the classification of unfounded).

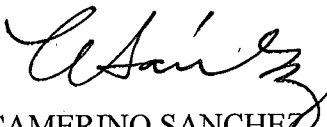
(b) **EXONERATED** - when the investigation discloses that the alleged act occurred, but that the act was justified, lawful and/or proper.

(c) **NOT SUSTAINED** - when the investigation discloses that there is insufficient evidence to sustain the complaint or fully exonerate the employee.

(d) **SUSTAINED** - when the investigation discloses a preponderance of evidence to establish that the act occurred and that it constituted misconduct.

Thank you for taking the time to express your concerns.

Sincerely,


CAMERINO SANCHEZ
Chief of Police

/eco

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EXHIBIT D [Refusal of traffic ticket]

Civil Rights Complaint

Santa Barbara Superior Court
Traffic Division
118 E. Figueroa St.
Santa Barbara, CA 93101

CC: Officer Freytag # 6377
215 East Figueroa Street
Santa Barbara, CA 93101

Date: December 30, 2013

Certified Mail #:70122920000234412726

Re: **Denial and return of your CITATION # B722928.**

To All Whom These Presents Do and May Concern:

Comes now private Citizen First-Class, Grateful for my Freedom, and Privacy, in order to secure its Blessings do hereby deny and return your CITATION.

Please find enclosed CITATION denied and returned, for the following reasons, to wit:

One.

Whereas, much of your CITATION is not in proper English; and,

Two.

Whereas, your CITATION allege violations of law foreign to my Venue, to which no Oath, Promise, or Law attaches Me thereto; and,

Three.

Whereas, your office is not recognized in the Constitution of 1849: and,

Four.

Whereas, your CITATION has no foundation in Law as it is not from an Office recognized and established by the People or general Laws of this State; and,

Five.

Whereas, your CITATION lack jurisdictional facts necessary to place or bring Me within your venue; please see the **Clearfield Doctrine**;

"Governments descend to the Level of a mere private corporation, and take on the characteristics of a mere private citizen...where private corporate commercial paper [Federal Reserve Notes] and securities [checks] is concerned. ... For purposes of suit, such corporations and individuals are regarded as entities entirely separate from government." - Clearfield Trust Co. v. United States 318 U.S. 363-371 and,

Six.

Whereas, your CITATION is legally unintelligible to Me, as I am not fully apprised of the

nature of any alleged criminal act, nor do the allegations within your CITATION have any evidential foundation; and,

Seven.

Whereas, your CITATION fails to affirmatively show, upon it's face, the Lawful Constitutional authority for your presence in my Venue; and,

Eight.

Whereas, your CITATION fails to affirmatively show Lawful authority to violate or disparage Me in any way; and,

Nine.

Whereas, your CITATION fails to affirmatively show, on its face, the Lawful necessity for your intrusion upon my Privacy; and,

Ten.

Whereas, your CITATION is not sealed with any lawful authority recognized by Me; and,

Eleven.

Whereas, your CITATION fails to disclose any legal connection between my Self and your office; Therefore, for the reasons stated above, I am returning your CITATION for Fraud, Attempted Extortion through the mail, in violation of 18 U.S.C. 1341. Further, I am denying all Contents and all legal liability therein and my Denial supersedes all previous denials; and,

Wherefore, I wish you to produce for Me:

One:

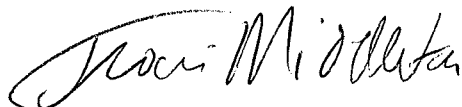
Process issued, under Seal, from a competent court of competent jurisdiction; and,

Two:

That said Process be based on a sworn oath or affirmation from a competent Witness or damaged Party; or,

YOUR FAILURE TO COMPLY WITH THE ABOVE WOULD CONSTITUTE AN INJURY AND TRESPASS ON MY PERSON AND PROPERTY AND THUS WOULD CONSTITUTE VIOLATIONS OF MY RIGHT OF PRIVACY UNDER PUBLIC LAW 93-579 (the 1974 Privacy Act), THE CIVIL RIGHTS ACT UNDER TITLE 42 SECTION 1983, AND TITLE 18 SECTION 1964 et. Seq. ("RICO"). MOREOVER, YOU, YOUR HEIRS, ASSIGNS, AGENTS, AFFILIATES AND ANYONE OPERATING ON YOUR BEHALF WOULD BE LIABLE TO ME UNDER THE AFOREMENTION VIOLATIONS.

Signed,

A handwritten signature in black ink, appearing to read "Travis Middleton", written in a cursive style.

Travis Middleton

Authorized signature, Without Prejudice

GOLETA BRANCH POSTAL STORE
SANTA BARBARA, California
931119998
0581020030 -0096
12/30/2013 (800)275-8777 04:46:37 PM

Product Description	Sale Qty	Unit Price	Final Price
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SANTA BARBARA CA 93101 Zone-1			\$0.46
First-Class Mail Letter			
0.90 oz.			
Scheduled Delivery Day: Tue 12/31/13			
Return Rcpt (Green Card)			\$2.55
@@ Certified			\$3.10
Label #:	70121010000087017715		

Issue PVI: \$6.11

SANTA BARBARA CA 93101 Zone-1			\$0.46
First-Class Mail Letter			
1.00 oz.			
Scheduled Delivery Day: Tue 12/31/13			
Return Rcpt (Green Card)			\$2.55
@@ Certified			\$3.10
Label #:	70122920000234412726		

Issue PVI: \$6.11

Total: \$12.22

Paid by:
Debit Card \$12.22
Account #: XXXXXXXXXXXXX4420
Approval #: 000412
Transaction #: 798
23 903600351
Receipt#: 000836

@@ For tracking or inquiries go to
USPS.com or call 1-800-222-1811.

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Clerk: 06

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SANTA BARBARA CA 93101

Postage	\$	\$0.46
Certified Fee		\$3.10
Return Receipt Fee (Endorsement Required)		\$2.55
Restricted Delivery Fee (Endorsement Required)		\$0.00
Total Postage & Fees	\$	\$6.11

0030

06

Postmark
Here

12/30/2013

Sent To: Santa Barbara Superior Court
Street, Apt. No.: Traffic Division, 118 E. Figueroa St
Post Office No.:
City, State ZIP+4: Santa Barbara CA 93101
PS Form 3800, August 2006 See Reverse for Instructions

English

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Ship a Package

Send Mail

Manage Your Mail

Shop

Business Solutions

USPS Tracking™



Customer Service ›

Have questions? We're here to help.

Tracking Number: 70122920000234412726

Expected Delivery Day: Tuesday, December 31, 2013

Product & Tracking Information

Available Actions

Postal Product:
First-Class Mail®Features:
Certified Mail™

Return Receipt

DATE & TIME

STATUS OF ITEM

LOCATION

December 31, 2013 , 2:24
pm

Delivered

SANTA
BARBARA, CA 93101*Delivered to Court
And Accepted!*

Your item was delivered at 2:24 pm on December 31, 2013 in SANTA BARBARA, CA 93101.

December 31, 2013 , 8:17
am

Out for Delivery

SANTA
BARBARA, CA 93102December 31, 2013 , 8:07
am

Sorting Complete

SANTA
BARBARA, CA 93102December 31, 2013 , 7:17
am

Arrival at Unit

SANTA
BARBARA, CA 93102December 31, 2013 , 12:01
amProcessed at USPS Origin
Sort Facility

GOLETA, CA 93199

December 30, 2013 , 9:53
pm

Depart USPS Sort Facility

GOLETA, CA 93199

December 30, 2013 , 8:16
pmProcessed at USPS Origin
Sort Facility

GOLETA, CA 93199

December 30, 2013 , 6:34
pm

Depart Post Office

SANTA
BARBARA, CA 93111December 30, 2013 , 4:45
pm

Acceptance

SANTA
BARBARA, CA 93111

Track Another Package

What's your tracking (or receipt) number?

Track It

1
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EXHIBIT E [Request for discovery]

Civil Rights Complaint

INFORMAL REQUEST FOR DISCOVERY FROM PROSECUTION

Office of the District Attorney
1112 Santa Barbara Street
Santa Barbara, California 93101

Date: December 30, 2013

Re: Citation No. B722928

Court: Santa Barbara Superior Court (traffic Division; Figueroa Branch)

Certified Mail: 70122920000234412733

INFORMAL REQUEST FOR DISCOVERY

Pursuant to Pen. C. §1054.3, the defendant hereby states that the names and addresses of persons, other than the defendant, he or she intends to call as witnesses at trial, together with any relevant written or recorded statements of those persons, or reports of the statements of those persons, including any reports or statements of experts made in connection with the case, and including the results of physical or mental examinations, scientific tests, experiments, or comparisons which the defendant intends to offer in evidence at the trial, and any real evidence which the defendant intends to offer in evidence at the trial are as follows:

List defense witnesses and other information, or note that it is included with this letter.

In accordance with the provisions of Pen. C. §§1054 et seq., the defendant requests disclosure and production of the materials and information listed below, within fifteen days of the date of delivery of this disclosure and request. (No further request for this information, and no pretrial motion for sanctions, are required in order for the defendant to be entitled to exclusion-of-evidence sanctions at trial for the failure to provide this requested discovery (*People v. Jackson* (1993) 15 CA4th 1197). **Withhold at your risk.**)

Defendant already has the following items:

(1) Citation **B722928.**

Please make available to the defendant or his/her agent for examination, inspection, and copying, the following items, which are in the actual or constructive possession of the District Attorney of this county or his deputies, investigators, employees, or agents.

Defendant asks that this request be treated as a continuing request through the completion of trial. (See Pen. C. §1054.7.)

(1) **STATEMENTS OF DEFENDANT:** All statements or utterances by a defendant, oral or written, however recorded or preserved, whether or not signed or acknowledged by the defendant. (Pen. C. §1054.1(b); *Joe Z. v. Superior Court of Los Angeles County*

(1970) 3 C3d 797; *Vance v. Superior Court of San Diego County* (1958) 51 C2d 92; *Powell v. Superior Court of Los Angeles* (1957) 48 C2d 704.)

Insert the following check-off text after each requested discovery item. The "Compliance Order" part is for use later, if this document is attached to a Motion for Discovery Compliance (see Form 5-4: Motion for Discovery Compliance).

Anything not previously received?

Provided: _____
Will Provide: _____
Do Not Have: _____

Compliance Order (if needed):

Granted: _____
Granted as modified: _____
Denied: _____

(2) NAMES, ADDRESSES AND PHONE NUMBERS OF PROSECUTION

WITNESSES: The names and addresses and phone numbers of all witnesses who may be called to testify against the defendant at the trial. (Pen. C. §§841.5 and §1054.1(a); *Norton v. Superior Court* (1959) 173 CA2d 133.)

The prosecution, and not the defense, is able to obtain this information from the California Employment Development Department. (Unemp. Ins. C. §§322 and 1095.)

(3) STATEMENTS OF PROSECUTION WITNESSES: All statements of said testifying witnesses relating to the case against the defendant, however recorded or preserved, whether oral or written, and whether or not signed or acknowledged by them. (1054.1(f); *Funk v. Superior Court* (1959) 52 C2d 423.)

NAMES, ADDRESSES AND PHONE OF FAVORABLE PERCIPIENT WITNESSES:

The names and addresses and phone numbers of all persons who were percipient witnesses to the offense, including those who may have personal knowledge of any facts relevant to the case and favorable to the defense, whether or not they are to be called to testify against the defendant at trial or preliminary hearing. [Pen. C. §1054.1(e); *People v. Jackson* (1991) 235 CA3d 1670; *Norton v. Superior Court* (1959) 173 CA2d 133; *Brady v. Maryland* (1963) 373 U.S. 83; *U.S. v. Bagley* (1985) 473 U.S. 667; *Renzi v. Virginia* 794 F2d 155 (4th Cir 1986); *People v. Morris* (1988) 46 C3d 1, 29-30; *Izazaga v. Superior Court* (1991) 54 C3d 356.]

(4) STATEMENTS OF FAVORABLE PERCIPIENT WITNESSES: All statements of witnesses, identified in the previous item, and relating to the case against the defendant, however recorded or preserved, whether oral or written and whether or not signed or acknowledged by them. [Pen. C. §1054.1(e); *People v. Jackson* (1991) 235

CA3d 1670; *Vetter v. Superior Court of Sacramento County* (1961) 189 CA2d 132; *Brady v. Maryland* (1963) 373 U.S. 83; *U.S. v. Bagley* (1985) 473 U.S. 667; *Renzi v. Virginia* 794 F2d 155 (4th Cir 1986); *People v. Morris* (1988) 46 C3d 1, 29-30; *Izazaga v. Superior Court* (1991) 54 C3d 356.]

(5) AUDIO/VISUAL EVIDENCE OF CRIME: Examination of all audio recordings, photographs, transparencies, slides, diagrams, motion pictures and video tapes of the scene of the alleged offense or other locations that may be referred to. (Pen. C. §1054.1, subdivisions (c) and (f).)

(6) POLICE REPORTS AND DOCUMENTS:

(a) All notes, reports or supplemental reports or notes of police officers and investigators concerning the offense charged.

(7) FAVORABLE OR EXCULPATORY EVIDENCE: Any evidence in the form of information, documents and other materials favorable to the defendant in the possession of the District Attorney, or of any police department involved in the investigation of the case against defendant, or of any agency or person and available to the prosecution through the exercise of due diligence. **It is requested that you review all law enforcement and other government files in any way related to this case for the purpose discovering and disclosing such evidence and information.** [Pen. C. §1054.1(e); *In re Brown* (1998) 17 C4th 873; *Kyles v. Whitley* (1995) 514 U.S. 419; *Brady v. Maryland* (1963) 373 U.S. 83; *U.S. v. Bagley* (1985) 473 U.S. 667; *Renzi v. Virginia* 794 F2d 155 (4th Cir 1986); *People v. Morris* (1988) 46 C3d 1, 29-30; *Izazaga v. Superior Court* (1991) 54 C3d 356; *People v. Jackson* (1991) 235 CA3d 1670.]

(8) In addition, all the remaining items are discoverable as either favorable or exculpatory evidence (Pen. C. §1054.1(e); *Brady v. Maryland* (1963) 373 U.S. 83; *U.S. v. Bagley* (1985) 473 U.S. 667; *Renzi v. Virginia* 794 F2d 155 (4th Cir 1986); *People v. Morris* (1988) 46 C3d 1, 29-30; *Izazaga v. Superior Court* (1991) 54 C3d 356), **or are discoverable under separate statutory and case authority cited therein (Pen. C. §1054(e)—“other express statutory provisions”).**

(9) I.D. PHOTOS AND EVIDENCE: Examination of all photographs, video tapes, motion pictures, composites or likenesses shown to witnesses and prospective witnesses in this case for the purpose of establishing the identity of suspects in the crime charged against the defendant, and all reports concerning the display of such. (Pen. C. §1054.1, subdivisions (c), (e) and (f); *Norton v. Superior Court of San Diego County* (1959) 173 CA2d 133.)

(10) RADIO DISPATCH TAPES: An unedited copy of all dispatch tape of the police department(s) that was involved in this case, for the time period from one-half hour before any event mentioned in the police report to one hour after any event mentioned in the report. (Pen. C. §1054.1, subdivisions (c), (e) and (f).)

Gov. C. §26202.6 requires that recordings must be preserved if they are evidence in any claim filed or pending litigation until the litigation is resolved. In *Nelson v. Superior Court* (2001) 89 CA4th 565, the opinion held that this includes the mere filing of a government claim under Gov. C. §911.2. Although filing a government claim may interfere with plea negotiations, it is one way to assure that recordings are preserved.

VICTIM OR WITNESS VEHICLE "BLACK BOX": Any "black box" or other device which may contain automatically recorded information about the vehicle driven by [*the defendant* or] any victim or witness.

(11) A demand that the prosecutor ***certify*** the charges on the record of the case.

Dated: December 30, 2013

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Travis Middleton", written over a horizontal line.

Travis Middleton
27 West Anapamu Street No. 153
Santa Barbara, California 93101

USPS, VICTORIA COURT
SANTA BARBARA, California
931012699
0581020018 -0097
12/31/2013 (800)275-8777 12:04:41 PM

Product Description	Sale Qty	Receipt Unit Price	Final Price
SANTA BARBARA CA 93101 Zone-0			\$0.66
First-Class Mail Letter			
1.10 oz.			
Scheduled Delivery Day: Thu 01/02/14			
Return Rcpt (Green Card)			\$2.55
@@ Certified			\$3.10
Label #:	70121010000087017616		

Issue PVI: \$6.3

SANTA BARBARA CA 93101 Zone-0 \$0.4
First-Class Mail Letter
0.90 oz.
Scheduled Delivery Day: Thu 01/02/14
Return Rcpt (Green Card) \$2.5
@@ Certified \$3.1
Label #: 70121010000087017623

Issue PVI: \$6.3

SANTA BARBARA CA 93101 Zone-0 \$0.4
First-Class Mail Letter
0.90 oz.
Scheduled Delivery Day: Thu 01/02/14
Return Rcpt (Green Card) \$2.5
@@ Certified \$3.1
Label #: 70122920000234412733

Issue PVI: \$6.3

Total: \$18.1

Paid by: \$18.1
Debit Card
Account #: XXXXXXXXXXXX4420
Approval #: 000371
Transaction #: 510
23 903600898
Receipt#: 002832

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USPS.com or call 1-800-222-1811.

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Thank you for your business

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OFFICIAL USE

Postage \$

Certified Fee

Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees \$

Sent To

Office of the District Attorney

Street, Apt. No.,

Box No.

City, State, ZIP+4

Postmark
DEC 31 2013

PS Form 3800, August 2006

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Office of the District Attorney
1112 Santa Barbara Street
Santa Barbara, CA 93101

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent

☐ Addressee

B. Received by (Printed Name)

U.S. Attorney

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

English

Customer Service

USPS Mobile

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Search USPS.com or Track Packages

USPS Tracking™



Customer Service ›

Have questions? We're here to help.

Tracking Number: **70122920000234412733**Expected Delivery Day: **Thursday, January 2, 2014**

Product & Tracking Information

Postal Product:
First-Class Mail®Features:
Certified Mail™

Return Receipt

Available Actions

Delivered and Accepted

January 2, 2014 , 1:49 pm

Delivered

**SANTA
BARBARA, CA 93101**

January 1, 2014 , 12:40 am

Processed at USPS Origin
Sort Facility

GOLETA, CA 93199

December 31, 2013 , 9:27
pm

Depart USPS Sort Facility

GOLETA, CA 93199

December 31, 2013 , 7:10
pmProcessed at USPS Origin
Sort Facility

GOLETA, CA 93199

December 31, 2013 , 1:40
pm

Depart Post Office

**SANTA
BARBARA, CA 93101**December 31, 2013 , 12:03
pm

Acceptance

**SANTA
BARBARA, CA 93101**

Track Another Package

What's your tracking (or receipt) number?

Track It

LEGAL

Privacy Policy ›
 Terms of Use ›
 FOIA ›
 No FEAR Act EEO Data ›

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 Postal Explorer ›
 National Postal Museum ›



OFFICE OF THE
DISTRICT ATTORNEY
COUNTY OF SANTA BARBARA

JOYCE E. DUDLEY
District Attorney



J. GORDON AUCHINCLOSS
Chief Deputy District Attorney

MAG NICOLA
Chief Deputy District Attorney

KIMBRA MCCARTHY
Administrative Director

HILARY DOZER
Chief Deputy District Attorney

KELLY SCOTT
Chief Deputy District Attorney

DAVID M. SAUNDERS
Chief Investigator

January 31, 2014

Travis Middleton
27 West Anapamu Street # 153
Santa Barbara, CA 93101

RE: Case #B722928

Dear Mr. Taylor:

Please be advised that our office received your correspondence dated December 30, 2013. Our office is in the process of complying with your discovery request.

In accordance with Penal Code § 1054.3, the People request reciprocal discovery of: (1) the names and addresses of persons, other than the defendant, he or she intends to call as witnesses at trial; (2) any relevant written or recorded statements of those persons; (3) reports of the statements of those persons; (4) any reports or statements of experts made in connection with the case; (5) the results of physical or mental examinations, scientific tests, experiments, or comparisons which the defendant intends to offer in evidence at the trial; and (6) any real evidence which the defendant intends to offer in evidence at the trial.

Please do not hesitate to contact me at (805) 568-2300 for any additional information or questions regarding this matter. Thank you.

Sincerely,

MICHAEL J. CARROZZO
Deputy District Attorney

☒ **SANTA BARBARA OFFICE**
1112 Santa Barbara Street
Santa Barbara, CA 93101
(805) 568-2300
Fax (805) 568-2453

☐ **SANTA MARIA OFFICE**
312-D East Cook Street
Santa Maria, CA 93454
(805) 346-7540
Fax (805) 346-7588

☐ **LOMPOC OFFICE**
115 Civic Center Plaza
Lompoc, CA 93436
(805) 737-7760
Fax 805 737-7732

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EXHIBIT F [Constructive notice to the traffic court]

Civil Rights Complaint

Travis Middleton
27 West Anapamu Street
153
Santa Barbara, California 93101

Santa Barbara Superior Court
Traffic Division
118 E. Figueroa St.
Santa Barbara, CA 93101

Date: March 20, 2014

Re: Citation # B722928

Certified Mail:70122920000234412771

Constructive Notice

Pursuant to Federal Rules (F.r.) 102, 104(b), 201(b)(d)(f), 402, 406 and F.R.C.P. 9(b).

Dear Sirs,

I am in receipt of your response letter to my Denial and Return of your citation number B722928 dated March 10, 2014. Your letter states that I *must either pay the amount of \$197, submit the correction along with the fee of \$25, post bail for trial in the amount of \$197 or appear in court for Arraignment. Your deadline to either pay or appear in court for Arraignment is April 9, 2014.*

You are hereby put on **NOTICE** timely under the provisions of *United States v. Lanier* on certiorari No. 95-1717; U.S. V. FREGA, 179 F.3rd 793 (9th Cir.1999), that the actions of this tribunal and its actors are subject to Title 18 U.S.C.A. Sections 241, 242, 1961-64 et. Seq., (Obstruction Of Justice under color of authority and under color of law; Extortion Of Rights under color of authority and color of law); and, Title 42 U.S.C.A. Sections 1983, 1985 and 1986 Pursuant to the laws of the United States of America and California.

This tribunal, THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA has not complied with Government Code Section 53051 to properly register on the roster of public agencies for the State of California as required by law. See attached Secretary of State's Certificate of Non-Filing dated June 12th, 2002. As a result of your failure to comply with such requirements, this tribunal has no judicial authority to conduct a trial or other criminal proceeding and confers no in-Personam jurisdiction over my person or property. Your *Notice* is being **REFUSED, DENIED AND RETURN FOR FRAUD UNDER FEDERAL RULES OF CIVIL PROCEDURE 9(b)** as a **counterfeit security! See attached.**

Additionally, you, your agency, firm, successors, assigns, officers, including, but not limited to prosecutors, law enforcement officials and/or any other person or affiliate claiming any interest in said debt, are hereby put on NOTICE pursuant to Title 18 USC § 4 of the commission of crimes cognizable by a Court of the United States under Title 18 USC §513 to wit: " 513(a) Whoever makes, utters or possesses a counterfeited security of a State or a political subdivision thereof or of an organization, or whoever makes, utters or possesses a forged security of a State or political subdivision thereof or of an

organization, with intent to deceive another person, organization, or government shall be fined not more than \$250,000 or imprisoned not more than ten years, or both."

See also Sections 2311, 2314 and 2320 for additional fines and sanctions. Among the securities defined at 18 USC § 2311 is included "**evidence of indebtedness**" which, in a broad sense, may mean anything that is due and owing which would include a duty, obligation or right of action.

The above referenced document (your Notice) qualify as a "counterfeited security" in that the makers (you) have stated them to have been officially signed and sealed as valid claims of a Duty, Obligation or Right Of Action owed by Travis Middleton to you and/or your tribunal:

The above referenced document is a "counterfeit security" because it does not evidence a legal debt or an action conferred by you with any civil or criminal liability owed by Travis Middleton as required by Law. Your activity in attempting to collect on this debt by which you have no contractual nexus with me puts you in violation of the Rosenthal Fair Debt Collection Practice Act, Cal. Civ. Code § 1788 et seq., as well as The Federal Fair Debt Collection Practice Act "FDCPA" at Title 15 U.S.C. 1692e (2) (A), which prohibits false representations as to the character, amount, or legal status of a debt. The FDCPA also prohibits, at 15 U.S.C. § 1692f, attempts to collect charges not authorized by law or agreement. The FDCPA is a strict liability statute, which provides for actual or statutory damages upon the showing of one violation. [Clark v. Capital Credit & Collection Services, Inc., 460 F.3d 1162, 1176 (9th Cir. 2006)]. The Ninth Circuit has held that whether a debt collector's conduct violates the FDCPA should be judged from the stand point of the "least sophisticated debtor." [Baker v. G.C. Service Corp., 677 F.2d 775, 778 (9th Cir. 1982)].

Also, this counterfeit security (your Notice) was sent to me using the United States Mails in violation of 18 U.S.C. § 1341 (mail fraud). 18 U.S.C. § 1341 provides in pertinent parts:

Whoever, having devised or intending to devise any scheme or artifice to defraud, or for obtaining money or property by means of false or fraudulent pretenses, representations, or promises, or to sell, dispose of, loan, exchange, alter, give away, distribute, supply, or furnish or procure for unlawful use any counterfeit or spurious coin, obligation, security, or other article, or anything represented to be or intimated or held out to be such counterfeit or spurious article, for the purpose of executing such scheme or artifice or attempting so to do, places in any post office or authorized depository for mail matter, any matter or thing whatever to be sent or delivered by the Postal Service, or deposits or causes to be deposited any matter or thing whatever to be sent or delivered by any private or commercial interstate carrier, or takes or receives therefrom, any such matter or thing, or knowingly causes to be delivered by mail or such carrier according to the direction thereon, or at the place at which it is directed to be delivered by the person to whom it is addressed, any such matter or thing, shall be fined under this title or imprisoned not more than 20 years, or both.

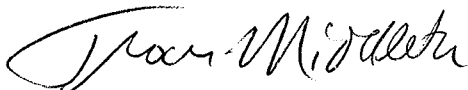
Notice that your counterfeit security is being denied and returned to you thus making you liable to me for damages for each occurrence of law violation.

Additionally, you have used the United States Mails venue as your conduit to attempt to extort money from me that is unlawfully owed and due in violation of 18 U.S.C. § 1961(1) & § 1951 (Extortion). Further, the predicate act of extortion is defined by California Penal Code § 518 as "the obtaining of property from another, with his consent ... induced by a wrongful use of force or fear...." Fear, for purposes of extortion "may be induced by a threat, either: 2. To accuse the individual threatened ... of any crime; or, 3. To expose, or impute to him ... any deformity, disgrace or crime[.]" (Cal. Penal Code § 519.) "Every person who, with intent to extort any money or other property from another, sends or delivers to any person any letter or other writing, whether subscribed or not,

expressing or implying, or adapted to imply, any threat such as is specified in Section 519, is punishable in the same manner as if such money or property were actually obtained by means of such threat." (Cal. Penal Code § 523.) You are to cease and desist your collection efforts immediately.

Should you disregard this Notice and proceed to move this action through your tribunal's process and cause me further damage, after receipt of this notice, or you facilitate in my license being suspended or revoked, or should any warrants of arrest be issued against me, will cause me to file suite against you and your officials personally and corporately by suing you under the General Tort Claims Act of this State through a court of competent jurisdiction, which may also include enjoining the **RICO Statutes (18 U.S.C. 1961-64 et. Seq.)**. I will cause this action to be removed to the United States District Court Central District of California under 28 U.S.C. Sections 1443(1) and 1445 and I will seek any and all legal avenues available to me by law, including but not limited to the filing of commercial liens in the amounts of \$5,000,000.00 dollars per each violation against your tribunal and all officers who trespass upon my rights of liberty and privacy. Your cooperation in this matter is greatly appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "Travis Middleton", written in a cursive style.

Travis Middleton

CC:

Kamala D. Harris, Attorney General's Office

California Department of Justice

Attn: Public Inquiry Unit

P.O. Box 944255

Sacramento, CA 94244-2550

Certified Mail: 70121010000087017647

State of California

SECRETARY OF STATE

CERTIFICATE OF NON-FILING

I, BILL JONES, Secretary of State of the State of California, hereby certify:

That I am the Official Custodian of records for the Office of the Secretary of State. In that capacity I have conducted a diligent search and have failed to find any records of a filing in this office in accordance with Section 53051 of the Government Code of the State of California for the following:

**THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF
SANTA BARBARA**

IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California this
12th day of June, 2002



Bill Jones
BILL JONES
Secretary of State



SUPERIOR COURT
STATE OF CALIFORNIA
COUNTY OF SANTA BARBARA



March 10, 2014

Travis Middleton
27 W Anapamu St, #153
Santa Barbara CA 93101

Dear Mr. Middleton,

The court has received your Denial regarding citation B722928.

To resolve your citation you must either pay the amount of \$197 or submit the correction along with the fee of \$25, post bail for trial in the amount of \$197 or appear in court for Arraignment.

Your deadline to either pay or appear is April 9, 2014. If you wish to appear, you must check-in with a clerk in the Traffic Department on any Wednesday, Thursday or Friday on or before your due date.

If paying by mail, please make the check payable to CLERK OF THE COURT and mail to:

Traffic Department
118 E. Figueroa Street
Santa Barbara CA 93101

Should you have any questions regarding this information or regarding options for contesting the violation, please feel free to contact our office at (805) 568-3959.

Respectfully,

Traffic Department
Figueroa Division
Santa Barbara Superior Court

I DO NOT ACCEPT THIS OFFER TO CONTRACT
AND I DO NOT CONSENT TO THESE PROCEEDINGS!

Travis Middleton
UCC 1-308
UCC 1-201(b)(1)(2)
Without Prejudice

DENIED AND RETURNED!
— Notice of Counterfeit Security —
18 U.S.C. 513(a); 18 U.S.C. Sec. 2311

CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

SANTA BARBARA CA 93101

OFFICIAL USE

Postage	\$	\$0.70	0030
Certified Fee		\$3.30	11
Return Receipt Fee (Endorsement Required)		\$2.70	Postmark Here
Restricted Delivery Fee (Endorsement Required)		\$0.00	
Total Postage & Fees	\$	\$6.70	03/20/2014

Sent To: Santa Barbara Superior Court
 Street Apt. No. or PO Box No.: 118 E. Figueroa St.
 City, State, ZIP+4: Santa Barbara, CA 93101

PS Form 3800, August 2006 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>X <u>[Signature]</u></p>	
<p>1. Article Addressed to:</p> <p><u>Santa Barbara Superior Court, Traffic Division</u> <u>118 E. Figueroa St.</u> <u>Santa Barbara, CA</u> <u>93101</u></p>		<p>B. Received by (Printed Name) <u>K. W. Borden</u></p> <p>C. Date of Delivery <u>3-21-14</u></p>	
		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If YES, enter delivery address below:</p>	
		<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>7012 2920 0002 3441 2771</p>			
PS Form 3811, February 2004		Domestic Return Receipt 102595-02-M-1540	

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EXHIBIT G [Notice of Removal]

Civil Rights Complaint

CM-180

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Travis Middleton 27 West Anapamu Street No. 153 Santa Barbara, California 93101 TELEPHONE NO.: 805-284-6562 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Pro Per	FOR COURT USE ONLY FILED SUPERIOR COURT of CALIFORNIA COUNTY OF SANTA BARBARA JUL 18 2014 Debra E. Parker, Executive Officer BY <u>[Signature]</u> Deputy Clerk			
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA STREET ADDRESS: 1100 Anacapa Street MAILING ADDRESS: CITY AND ZIP CODE: Santa Barbara, California 93101 BRANCH NAME: Santa Barbara County Superior Court-Figueroa Division				
PLAINTIFF/PETITIONER: PEOPLE OF THE STATE OF CALIFORNIA DEFENDANT/RESPONDENT: Travis Middleton				
<table border="1"> <tr> <td data-bbox="131 604 1068 745" rowspan="2" style="text-align: center; vertical-align: middle;"> NOTICE OF STAY OF PROCEEDINGS </td> <td data-bbox="1068 604 1507 674"> CASE NUMBER: B722928 </td> </tr> <tr> <td data-bbox="1068 674 1507 745"> JUDGE: PAULINE MAXWELL DEPT.: 14 </td> </tr> </table>		NOTICE OF STAY OF PROCEEDINGS	CASE NUMBER: B722928	JUDGE: PAULINE MAXWELL DEPT.: 14
NOTICE OF STAY OF PROCEEDINGS	CASE NUMBER: B722928			
	JUDGE: PAULINE MAXWELL DEPT.: 14			

To the court and to all parties:1. Declarant (name): **Travis Middleton**

- a. ☒ is ☒ the party ☐ the attorney for the party who requested or caused the stay.
- b. ☐ is ☐ the plaintiff or petitioner ☐ the attorney for the plaintiff or petitioner. The party who requested the stay has not appeared in this case or is not subject to the jurisdiction of this court.

2. This case is stayed as follows:

- a. ☒ With regard to all parties.
- b. ☐ With regard to the following parties (specify by name and party designation):

3. Reason for the stay:

- a. ☒ Automatic stay caused by a filing in another court. (Attach a copy of the Notice of Commencement of Case, the bankruptcy petition, or other document showing that the stay is in effect, and showing the court, case number, debtor, and petitioners.)
- b. ☐ Order of a federal court or of a higher California court. (Attach a copy of the court order.)
- c. ☐ Contractual arbitration under Code of Civil Procedure section 1281.4. (Attach a copy of the order directing arbitration.)
- d. ☐ Arbitration of attorney fees and costs under Business and Professions Code section 6201. (Attach a copy of the client's request for arbitration showing filing and service.)
- e. ☐ Other:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: July 18, 2014

Travis Middleton

(TYPE OR PRINT NAME OF DECLARANT)



(SIGNATURE)

Travis Middleton
27 West Anapamu Street No. 153
Santa Barbara, California 93101
805-284-6562
Travis_m_93101@yahoo.com

Defendant in Pro Se

FILED
SUPERIOR COURT of CALIFORNIA
COUNTY OF SANTA BARBARA

JUL 18 2014

Daniel E. Parker, Executive Officer
BY: [Signature] Deputy Clerk

LODGED
CLERK, U.S. DISTRICT COURT

JUL 18 2014

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

Travis Middleton

Defendant

Case No. **CV14-5591**
NOTICE OF REMOVAL

28 U.S.C. §1443(1)
28 U.S.C. §1441(c)

(FEDERAL QUESTION)

Violation of The "Terry" Stop Principle
under the 4th Amendment To The U. S.
Constitution; "Driving While Black"

TO THE CLERK OF THE UNITED STATES DISTRICT COURT FOR THE
CENTRAL DISTRICT OF CALIFORNIA:

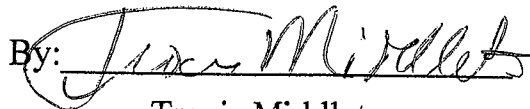
PLEASE TAKE NOTICE THAT DEFENDANT Travis Middleton hereby
removes to this Court the state court action described below.

1. On December 28, 2013 at 9:30 p. m., a Santa Barbara Police officer (Officer Freytag) stopped defendant for failing to use his turn signal and window tint violation. The traffic stop encounter went beyond the time allowed under the Terry Stop Principle of 17 minutes. Defendant signed a promise to appear in the matter which was set for arraignment on January 30, 2014. See Citation attached as **Exhibit "A"**.
2. On January 30, 2014, an action was commenced against the defendant in the Santa Barbara County Superior Court, Figueroa Division, Case Number B722928, entitled *People of the State of California v. Travis Middleton*.
3. Defendant sent a notice to the Santa Barbara Superior Court that it had no subject matter or other jurisdiction over the matter due to its lack of registering on the Roster of Public Agencies of California. See attached notice as **Exhibit "B"**. Defendant appeared in court as promised to discover that his case was neither calendared nor was the case ever called by the court.
4. On June 13, 2014, defendant made a second appearance due to a notice from the California Department of Motor Vehicles ("DMV") that his license would be suspended effective July 3, 2014 for his failure to appear on January 30, 2014. On this date, the Court scheduled a court trail set for July 21, 2014 at 8:30 a. m. in department 14. See Clerk's Docket Sheet attached as **Exhibit "C"**. No further proceedings have occurred in the state court action. No prosecutor has appeared and no charging document exists on the record against defendant. These are structural errors and constitute violations of defendant's 4th and 14 Amendment (privacy, liberty and property) protections. Said removal shall divest and disqualify the Superior Court from taking any further action in this matter.
5. This action is a civil action of which this Court has original jurisdiction under 28 U.S.C. § 1331, and is one which may be removed to this Court by

1 defendant Travis Middleton pursuant to the provisions of 28 U.S.C. §
2 1441(c) and 28 U.S.C. § 1443(1) in that the state court action is a quasi-
3 criminal action and that it arises under 42 U.S.C. §§ 1983, 1985(3) and
4 1986.

5 WHEREFORE Defendant prays that the above action now pending against
6 him in the Santa Barbara County Superior Court, Figueroa Division, be
7 removed therefrom to this Court.
8

9 Dated: July 18, 2014

10 By: 

11 Travis Middleton
12 27 West Anapamu Street No. 153
13 Santa Barbara, California 93101
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EXHIBIT A

NOTICE OF REMOVAL- 4

NOTICE TO APPEAR

LI MISDEMEANOR

Document 1

Filed 12/22/15 Page 70 of 91 Page ID #:70

Date of Violation 12/28/13	Time 2:13 PM	Day of Week SMTWTFS	Citation No.
Name (First, Middle, Last) TRAULS MIDDLETON			
Address 27 W. ANAPAMUS ST #153			
City SB	State CA	ZIP Code 93101	<input type="checkbox"/> Juvenile (Phone No.)
Driver Lic. No. B773032/CA	State CA	Class. C	Commercial <input type="checkbox"/> Yes <input type="checkbox"/> No
Sex M	Hair BLK	Eyes BRN	Birth Date 5/17/62
Height 507	Weight 190	Race B	I.D. IN POSSESSION <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Veh. Lic. No. or VIN 6A7T105	State CA	<input type="checkbox"/> COMMERCIAL VEHICLE (Veh. Code, § 15210(b))	
Yr of Veh. 95	Make MER	Model E320	Body Style 4DR
Color SIL			<input type="checkbox"/> HAZARDOUS MATERIAL (Veh. Code, § 353)
Evidence of Financial Responsibility LIBERTY MUTUAL VALID			
Registered Owner or Lessee <input checked="" type="checkbox"/> Same as Driver			

Address	<input checked="" type="checkbox"/> Same as Driver
City	State ZIP Code

Correctable Violation (Veh. Code § 40610)	<input type="checkbox"/> BOOKING REQUIRED (SEE REVERSE)	Misdemeanor or Infraction (Circle)
Yes No Code and Section Description		
<input checked="" type="checkbox"/> 26708G VC-TINTED		M ①
<input type="checkbox"/> WINDOWS		M
<input type="checkbox"/>		M
<input type="checkbox"/>		M
<input type="checkbox"/>		M
Speed Approx.	P.F./Max. Spd	Veh. Lmt.
		<input type="checkbox"/> Radar <input type="checkbox"/> Fork
		<input type="checkbox"/> Laser <input type="checkbox"/> Survey
		<input type="checkbox"/> School <input type="checkbox"/> Playground
Location of Violation(s)	City/County of Occurrence	N E
at 300 W. VICTORIA ST		
Comments (Weather, Road & Traffic Conditions)	<input type="checkbox"/> Accident	S
22107 VC / 22108 VC		

☐ Violations not committed in my presence, declared on information and belief.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct.

Arresting or Citing Officer FREYTAG	I.D. No. 6377	to
Date 1/1	Name of Arresting Officer, if different from Citing Officer	Dates Off

WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.

X Signature *Trauls Middleton*

WHEN: ON OR BEFORE THIS DATE 1/30/14 Time: 0800 AM ☒ PM ☐

WHAT TO DO: FOLLOW THE INSTRUCTIONS ON THE REVERSE.

WHERE: SANTA BARBARA SUPERIOR COURT Monday - Friday

Clerk's Office Traffic Dept. (805) 568-3959

118 E. Figueroa Street, Ground Floor Criminal Dept. (805) 568-3959

Santa Barbara, CA 93101 Phone Hours: 9:00 a.m. - Noon

1:30 p.m. - 4:00 p.m.

☐ To be Notified ☐ You may arrange with the clerk to appear at a NIGHT session of the Court

[] PROBATION DEPARTMENT (Juvenile Misdemeanor Violations and non-driver violations only.) Violator will be notified when/where to appear.

Notice to Appear forms approved by the Judicial Council of California

Rev. 07-20-06 (Veh. Code §§40500(b), 40513(b), 40522, 40600; Pen. Code § 863.9)

SEE REVERSE
TR-130



* B 7 2 2 9 2 8 * COURT COPY

7

01-08-14 Travis Middleton, B722928, Minor Offense SB, Viol Date: 12-28-13, Time: 9:34 pm, Agcy: Santa Barbara Police, Pending, Maxwell

Viol Date 04-23-14, FTA, CIVIL ASSESSMENT - SUSPEND LICENSE [AVC40509.5], Disposed: Pending

1 Viol Date 12-28-13, RESTRICTED VIEW, SIGN, ETC [IVC26708A], POC: Yes, Disposed: Pending

Darrel E. Parker, Executive Officer

Number: 5041221 06-06-14 1:19 pm
Travis Middleton
Figueroa Cash

G B722928

CT-Prepare a Copy (150) 1.00

File Total: 1.00

JCALFO Total Paid: 1.00

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EXHIBIT B

Travis Middleton
27 West Anapamu Street
153
Santa Barbara, California 93101

Santa Barbara Superior Court
Traffic Division
118 E. Figueroa St.
Santa Barbara, CA 93101

Date: March 20, 2014

Re: Citation # B722928

Certified Mail: 70122920000234412771

Constructive Notice

Pursuant to Federal Rules (F.r.) 102, 104(b), 201(b)(d)(f), 402, 406 and F.R.C.P. 9(b).

Dear Sirs,

I am in receipt of your response letter to my Denial and Return of your citation number B722928 dated March 10, 2014. Your letter states that I *must either pay the amount of \$197, submit the correction along with the fee of \$25, post bail for trial in the amount of \$197 or appear in court for Arraignment. Your deadline to either pay or appear in court for Arraignment is April 9, 2014.*

You are hereby put on **NOTICE** timely under the provisions of *United States v. Lanier* on certiorari No. 95-1717; U.S. V. FREGA, 179 F.3rd 793 (9th Cir.1999), that the actions of this tribunal and its actors are subject to Title 18 U.S.C.A. Sections 241, 242, 1961-64 et. Seq., (Obstruction Of Justice under color of authority and under color of law; Extortion Of Rights under color of authority and color of law); and, Title 42 U.S.C.A. Sections 1983, 1985 and 1986 Pursuant to the laws of the United States of America and California.

This tribunal, THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA has not complied with Government Code Section 53051 to properly register on the roster of public agencies for the State of California as required by law. See attached Secretary of State's Certificate of Non-Filing dated June 12th, 2002. As a result of your failure to comply with such requirements, this tribunal has no judicial authority to conduct a trial or other criminal proceeding and confers no in-Personam jurisdiction over my person or property. Your *Notice* is being **REFUSED, DENIED AND RETURN FOR FRAUD UNDER FEDERAL RULES OF CIVIL PROCEDURE 9(b) as a counterfeit security! See attached.**

Additionally, you, your agency, firm, successors, assigns, officers, including, but not limited to prosecutors, law enforcement officials and/or any other person or affiliate claiming any interest in said debt, are hereby put on NOTICE pursuant to Title 18 USC § 4 of the commission of crimes cognizable by a Court of the United States under Title 18 USC §513 to wit: " 513(a) Whoever makes, utters or possesses a counterfeited security of a State or a political subdivision thereof or of an organization, or whoever makes, utters or possesses a forged security of a State or political subdivision thereof or of an

organization, with intent to deceive another person, organization, or government shall be fined not more than \$250,000 or imprisoned not more than ten years, or both."

See also Sections 2311, 2314 and 2320 for additional fines and sanctions. Among the securities defined at 18 USC § 2311 is included "**evidence of indebtedness**" which, in a broad sense, may mean anything that is due and owing which would include a duty, obligation or right of action.

The above referenced document (your Notice) qualify as a "counterfeited security" in that the makers (you) have stated them to have been officially signed and sealed as valid claims of a Duty, Obligation or Right Of Action owed by Travis Middleton to you and/or your tribunal:

The above referenced document is a "counterfeit security" because it does not evidence a legal debt or an action conferred by you with any civil or criminal liability owed by Travis Middleton as required by Law. Your activity in attempting to collect on this debt by which you have no contractual nexus with me puts you in violation of the Rosenthal Fair Debt Collection Practice Act, Cal. Civ. Code § 1788 et seq., as well as The Federal Fair Debt Collection Practice Act "FDCPA" at Title 15 U.S.C. 1692e (2) (A), which prohibits false representations as to the character, amount, or legal status of a debt. The FDCPA also prohibits, at 15 U.S.C. § 1692f, attempts to collect charges not authorized by law or agreement. The FDCPA is a strict liability statute, which provides for actual or statutory damages upon the showing of one violation. [Clark v. Capital Credit & Collection Services, Inc., 460 F.3d 1162, 1176 (9th Cir. 2006)]. The Ninth Circuit has held that whether a debt collector's conduct violates the FDCPA should be judged from the stand point of the "least sophisticated debtor." [Baker v. G.C. Service Corp., 677 F.2d 775, 778 (9th Cir. 1982)].

Also, this counterfeit security (your Notice) was sent to me using the United States Mails in violation of 18 U.S.C. § 1341 (mail fraud). 18 U.S.C. § 1341 provides in pertinent parts:

Whoever, having devised or intending to devise any scheme or artifice to defraud, or for obtaining money or property by means of false or fraudulent pretenses, representations, or promises, or to sell, dispose of, loan, exchange, alter, give away, distribute, supply, or furnish or procure for unlawful use any counterfeit or spurious coin, obligation, security, or other article, or anything represented to be or intimated or held out to be such counterfeit or spurious article, for the purpose of executing such scheme or artifice or attempting so to do, places in any post office or authorized depository for mail matter, any matter or thing whatever to be sent or delivered by the Postal Service, or deposits or causes to be deposited any matter or thing whatever to be sent or delivered by any private or commercial interstate carrier, or takes or receives therefrom, any such matter or thing, or knowingly causes to be delivered by mail or such carrier according to the direction thereon, or at the place at which it is directed to be delivered by the person to whom it is addressed, any such matter or thing, shall be fined under this title or imprisoned not more than 20 years, or both.

Notice that your counterfeit security is being denied and returned to you thus making you liable to me for damages for each occurrence of law violation.

Additionally, you have used the United States Mails venue as your conduit to attempt to extort money from me that is unlawfully owed and due in violation of 18 U.S.C. § 1961(1) & § 1951 (Extortion). Further, the predicate act of extortion is defined by California Penal Code § 518 as "the obtaining of property from another, with his consent ... induced by a wrongful use of force or fear...." Fear, for purposes of extortion "may be induced by a threat, either: 2. To accuse the individual threatened ... of any crime; or, 3. To expose, or impute to him ... any deformity, disgrace or crime[.]" (Cal. Penal Code § 519.) "Every person who, with intent to extort any money or other property from another, sends or delivers to any person any letter or other writing, whether subscribed or not,

expressing or implying, or adapted to imply, any threat such as is specified in Section 519, is punishable in the same manner as if such money or property were actually obtained by means of such threat." (Cal. Penal Code § 523.) You are to cease and desist your collection efforts immediately.

Should you disregard this Notice and proceed to move this action through your tribunal's process and cause me further damage, after receipt of this notice, or you facilitate in my license being suspended or revoked, or should any warrants of arrest be issued against me, will cause me to file suite against you and your officials personally and corporately by suing you under the General Tort Claims Act of this State through a court of competent jurisdiction, which may also include enjoining the **RICO** Statutes (18 U.S.C. 1961-64 et. Seq.). I will caused this action to be removed to the United States District Court Central District of California under 28 U.S.C. Sections 1443(1) and 1445 and I will seek any and all legal avenues available to me by law, including but not limited to the filing of commercial liens in the amounts of \$5,000,000.00 dollars per each violation against your tribunal and all officers who trespass upon my rights of liberty and privacy. Your cooperation in this matter is greatly appreciated.

Sincerely,

A handwritten signature in cursive script, appearing to read "Travis Middleton".

Travis Middleton

CC:

Kamala D. Harris, Attorney General's Office

California Department of Justice

Attn: Public Inquiry Unit

P.O. Box 944255

Sacramento, CA 94244-2550

Certified Mail: 70121010000087017647

State of California



SECRETARY OF STATE CERTIFICATE OF NON-FILING

I, BILL JONES, Secretary of State of the State of California, hereby certify:

That I am the Official Custodian of records for the Office of the Secretary of State. In that capacity I have conducted a diligent search and have failed to find any records of a filing in this office in accordance with Section 53051 of the Government Code of the State of California for the following:

**THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF
SANTA BARBARA**

IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California this
12th day of June, 2002



Bill Jones
BILL JONES
Secretary of State



SUPERIOR COURT
STATE OF CALIFORNIA
COUNTY OF SANTA BARBARA



March 10, 2014

Travis Middleton
27 W Anapamu St, #153
Santa Barbara CA 93101

Dear Mr. Middleton,

The court has received your Denial regarding citation B722928.

To resolve your citation you must either pay the amount of \$197 or submit the correction along with the fee of \$25, post bail for trial in the amount of \$197 or appear in court for Arraignment.

Your deadline to either pay or appear is April 9, 2014. If you wish to appear, you must check-in with a clerk in the Traffic Department on any Wednesday, Thursday or Friday on or before your due date.

If paying by mail, please make the check payable to CLERK OF THE COURT and mail to:

Traffic Department
118 E. Figueroa Street
Santa Barbara CA 93101

Should you have any questions regarding this information or regarding options for contesting the violation, please feel free to contact our office at (805) 568-3959.

Respectfully,

Traffic Department
Figueroa Division
Santa Barbara Superior Court

I DO NOT ACCEPT THIS OFFER TO CONVINCE
AND I DO NOT CONSENT TO THESE PROCEEDINGS!
Travis Middleton
UCC 1-308
UCC 1-201(b)(1)(2)
Without Prejudice

DENIED AND RETURNED!
— Notice of Counterfeit Security —
18 U.S.C. 513(a); 18 U.S.C. Sec. 2311

7012 2920 0002 3441 2771

CERTIFIED MAIL - RECEIPT		
(Domestic Mail Only - No Insurance Coverage Provided)		
For delivery information visit our website at www.usps.com		
SANTA BARBARA, CA 93101		
Postage	\$ 00.70	0030
Certified Fee	\$3.30	11
Return Receipt Fee (Endorsement Required)	\$2.70	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 06.70	03/20/2014
Santa Barbara Superior Court 118 E. Figueroa St. Santa Barbara, CA 93101		
PS Form 3811, August 2006 See Reverse for Instructions		

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Santa Barbara Superior
Court, Traffic Division
118 E. Figueroa St.
Santa Barbara, CA
93101

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- ☐ Agent
☐ Addressee

B. Received by (Printed Name)

K. W. Borden

C. Date of Delivery

3-21-14

- D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

7012 2920 0002 3441 2771

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

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EXHIBIT C

NOTICE OF REMOVAL- 6

Santa Barbara County Superior Court - Santa Barbara-Piquero

Minor Offense Case Summary

Arresting Agency: Santa Barbara Police Case Number: 5722920
 Date of Viol: 12/28/13 File Date: 01/06/14

Defendant: Middleton, Travis Birthdate: 05/07/62
 27 West Anapamu St 150 Age at Offense: 51
 SANTA BARBARA, CA 93101

Drivers License #: B7730912 State: CA Signed/Owner: Yes
 Sex: Male Hair: Black Eyes: Brown Height: 5'7" Weight: 180
 Veh Lic#: 5A27105 CA 1995 Merc E320 HandMat: ComVeh:

Registered Owner: SAME AS DEFENDANT

COLLECTIONS: Start Date Program Amount
 03/06/14 COURT \$ 507.00 FY 10/14

Charge Information:

Ch Charge	Conv?	Charge Description	Priors Last 3 years:0	Charge Disps	Disps Date	Bail By Charge
0 A 40500.5 WC		CIVIL ASSESSMENT -	Pending			310.00 H
		SUSPEND LICENSE				
1 I 26700A WC Y		RESTRICTED VIEW, SIGN, ETC	Pending			197.00 H

Date to Appear: Officer(s): Badge #: Var:
 04/09/14 Freytag 3370 - 5377

Viol. Location:

Comments:

Scheduled Hearings:	Event	Date	Time	Dept
	Arraignment	06/13/14	8:30 am	337

Note: PTA Civil Assessment

Traffic School:

Dept. Eligible: Yes VS Fee Due by: Compl Cert Due by:

Calculated Bail:

Bail Type Bail Amount

Bail Forfeiture - \$ 507.00

With All Corrections - \$ 335.00

Open Items:

Type	Order Date	Total Ordered	Amount Paid	Balance Due	Next Pay Date
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Bail Posted:

Date	Type	Amount	Bail ID	Posted By	Status
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Warrant Information

Date	Warrant	Bail Amount	Type	Status
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DATE 06/13/14
 JUDGE Honorable Pauline Maxwell
 CLERK Baker, Lori
 INTERPRETER
 ATTORNEY

SENTENCE

() FINE: Defendant sentence to pay a fine of \$ _____

() \$300 Civil Assessment imposed.
 () Civil Assessment
☐ reduced to \$ _____ ☐ dismissed.
 Including assessments to the Clerk of Court by _____ or appear.
 Pay \$ _____ per ☐ mo ☐ 3 mo period, starting _____ plus pay \$35 installment/\$30 time to pay fee.

() Suspend \$ _____ with correction by _____

() JAIL: As to Ct(s) _____ serve _____ hrs/days/mos in Santa Barbara County Jail () credit for _____ time served

() LICENSE SUSPENDED:

() TRAFFIC SCHOOL: Continued to

for completion of traffic school, pay fine plus \$ _____ mandatory administrative fee to court.

() DISMISS: Count(s) _____ ordered dismissed
 () with correction by _____

CUSTODY:

() Defendant released this case only.
 () Remanded to the custody of the Sheriff's Department. Bail set at \$ _____

CASH BAIL / BAILBOND ORDERED:

() Exonerated () Apply to fine () Forfeited
 () Reinstated () with () without
 \$ _____ reinstatement fee

CONTINUATION PROCEEDINGS

() No appearance by Defendant
 () Bench Warrant Ordered. () may forfeit
 () Bail set at \$ _____
 () Bench Warrant Ordered Recalled
 () No further proceedings
 Continued to 12/1/14
 at 8:30 am/pm, Dept. #114
 for Court J. J. J.

Baker Date: 06/13/14

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA		FOR COURT USE ONLY
STREET ADDRESS:	118 East Figueroa Street	FILED SUPERIOR COURT OF CALIFORNIA COUNTY OF SANTA BARBARA JUN 13 2014 Darrel E. Parker, Executive Officer BY <u>Don Baker</u> Don Baker, Deputy Clerk
CITY AND ZIP CODE:	Santa Barbara, CA 93101	
PHONE NUMBER:	(805) 568-2780	
BRANCH NAME:	Criminal Division	
PLAINTIFF: People of the State of California		ORDER FOR RELEASE OF PRISONER
DEFENDANT: <u>Thomas M. Maxwell</u>		
CHARGES(S): <u>26705 AVE</u>		CASE NUMBER: <u>15020000</u>
ARRESTING AGENCY: <u>SBPD</u>		BOOKING NO.: <u>15020000</u>

TO THE SHERIFF OF SANTA BARBARA COUNTY, SANTA BARBARA, CALIFORNIA:

You are hereby authorized and directed to release the above named defendant from custody and hold this order as your authority for so doing.

Defendant is directed to appear on 7-21-15 at ☐ 8:15 am / ☐ 12:45 pm at Santa Barbara Superior Court, Criminal Division, 118 East Figueroa St., Santa Barbara, in Department ☐ 7 / ☐ 8.

☐ Defendant is directed to appear in person.

Date

Judge Parker Maxwell

Pretrial Services

AGREEMENT FOR O.R. RELEASE (P.C. §1318)

I, the undersigned, do hereby, in consideration of being released upon my own recognizance, that:

- ☒ 1. I will appear at all times and places as ordered by the court or magistrate releasing me and as ordered by any court in which, or any magistrate before whom the charge is subsequently pending;
- ☒ 2. I will obey all laws and reasonable conditions imposed by the court or magistrate.
- ☒ 3. I will not depart this state without permission of the court.
- ☒ 4. If I fail to appear as required and am apprehended outside the State of California, I waive extradition;
- ☒ 5. If I fail to appear or I violate any condition of this order or if there is a change of circumstances which increases the risk of failure to appear or additional facts are presented which are unknown at this time, any court or magistrate may revoke the order of release and return me to custody or require that I give bail or other assurance of my appearance.
- ☐ 6. I will avoid all contact with witnesses and/or victims: _____
- ☐ 7. I will avoid the following neighborhoods and personal associations: _____
- ☐ 8. I will not consume alcohol or use illegal substances of any kind. _____
- ☐ 9. I will participate in the following counseling programs: _____
- ☐ 10. I will submit to search and seizure upon official demand with/without probable cause or warrant, at any time.
- ☐ 11. I will not own, possess or have under my control weapons/illegal substances/drug paraphernalia.
- ☐ 12. I will contact Pretrial Services on Mondays and Fridays before 9:00 am at 805-681-5645 until further notice.
- ☐ 13. Other: _____

Notice: Every person who is charged with the commission of a misdemeanor who is released on his/her own recognizance and who willfully fails to appear as he/she agreed, is guilty of a misdemeanor and, upon conviction, is punishable by imprisonment in the County Jail for a period not to exceed 6 months, or by a fine not to exceed \$1000, or by both. [P.C. §19, 1320(a)]. Every person who is charged with the commission of a felony who is released on his/her own recognizance who willfully fails to appear as he/she has agreed, is guilty of a felony, and upon conviction thereof may be punished by a fine not exceeding five thousand dollars and by imprisonment in the state prison, or in the County Jail for not more than one year, or by both such fine and imprisonment. [P.C. §1320(b)]

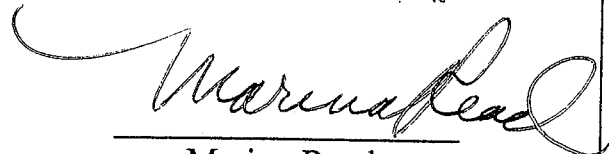
I declare under penalty of perjury under the laws of the State of California, that I have been informed of and understand: (a) that I am to appear on the above date, and (b) the consequences and penalties applicable to violation of the conditions or release.

Date: 6/13/15Signed: Don BakerPhone: 805 215 152Address: 118 East Figueroa St. Santa Barbara, CA 93101

PROOF OF SERVICE BY MAIL

I am a resident of the County of Santa Barbara, California with an address of 322 Pebble Beach Drive Goleta, California 93117. I am over the age of 18 and not a party to the within action. On July 18, 2014, I served the document attached hereto on opposing party(s) in this action by placing a true correct copy thereof enclosed in a sealed envelope with postage fully prepaid in the United States Mail at Santa Barbara, California, addressed to:

The Office of The District Attorney
1112 Santa Barbara, Street
Santa Barbara, California 93101


Marina Read

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See Notice of Lodging

EXHIBIT H [Audio recording of traffic court]

Civil Rights Complaint

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EXHIBIT I [Abstract of judgment from traffic court]

Civil Rights Complaint

Santa Barbara County Superior Court - Santa Barbara-Figueroa

Minor Offense Case Summary

Arresting Agency: Santa Barbara Police Cite Number: B722928
 Date of Viol: 12/28/13 File Date: 01/08/14

Defendant: Middleton, Travis Birthdate: 05/07/62
 27 West Anapamu St 153 Age at Offense: 51
 SANTA BARBARA, CA 93101

Drivers License #: B7730312 State: CA Signed/Owner: Yes
 Sex: Male Hair: Black Eyes: Brown Height: 5'7" Weight: 190
 Veh Lic#: 6A2T105 CA 1995 Meru E320 HasMat: ComVeh:

Registered Owner: SAME AS DEFENDANT

COLLECTIONS: Start Date Program Amount
 03/06/14 COURT \$ 507.00 FY 13/14

Charge Information:

Ct	Charge	Conv?	Charge Description	Charge Dispo	Dispo Date	Bail By	Charge
0	A 40509.5 WC		CIVIL ASSESSMENT -	Pending		310.00	N
			SUSPEND LICENSE				
1	I 26708A WC	Y	RESTRICTED VIEW, SIGN, ETC	Pending		197.00	N

Prior Last 3 years: 0

Date to Appear: Officer(s): Badge #: Vac:
 04/09/14 Freytag 3887 - 6377

Viol. Location:

Comments:

Scheduled Hearings:	Event	Date	Time	Dept
	Arraignment	06/13/14	8:30 am	387

Note: FTA Civil Assessment

Traffic School:

Deft. Eligible: Yes TS Fee Due by: Compl Cert Due by:

Calculated Bail:

Bail Type	Bail Amount
Bail Forfeiture -	\$ 507.00
With All Corrections -	\$ 335.00

Open Items:

Type	Order Date	Total Ordered	Amount Paid	Balance Due	Next Pay Date

Bail Posted:

Date	Type	Amount	Bail ID	Posted By	Status

Warrant Information

Date	Warrant	Bail Amount	Type	Status

DATE 06/13/14
 JUDGE Honorable Pauline Maxwell
 CLERK Baker, Lori
 INTERPRETER
 ATTORNEY

SENTENCE

() FINE: Defendant sentence to pay a fine of
 \$

() \$300 Civil Assessment imposed.
 () Civil Assessment
☐ reduced to \$ _____ ☐ dismissed.
 Including assessments to the Clerk of Court
 by _____ or appear.
 () Pay \$ _____ per ☐ mo ☐ 3 mo period,
 starting _____
 plus pay \$35 installment/\$30 time to pay fee.
 () Suspend \$ _____
 with correction by _____
 () JAIL: As to Ct(s) _____
 serve _____ hrs/days/mos in Santa Barbara
 County Jail () credit for _____ time served

() LICENSE SUSPENDED:

() TRAFFIC SCHOOL: Continued to

for completion of traffic school, pay fine plus
 \$ _____ mandatory administrative fee to court.

() DISMISS: Count(s) _____
 ordered dismissed
 () with correction by _____

CUSTODY:

() Defendant released this case only.
 () Remanded to the custody of the Sheriff's
 Department. Bail set at \$ _____

CASH BAIL / BAILBOND ORDERED:

() Exonerated () Apply to fine () Forfeited
 () Reinstated () with () without
 \$ _____ reinstatement fee

CONTINUATION PROCEEDINGS

() No appearance by Defendant
 () Bench Warrant Ordered. () may forfeit
 () Bail set at \$ _____
 () Bench Warrant Ordered Recalled
 () No further proceedings
 Continued to 6/21/14
 at 8:30 am/pm, Dept. #114
 for Court Jil

Print Date: 06/13/14

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA

CLERK'S DOCKET AND MINUTES

DATE _____ JUDGE _____ CLERK _____ INTERPRETER _____ ATTY _____

DEFENDANT IN COURT. Defendant duly arraigned and informed of the charges against him. Defendant advised that he is entitled to a public trial within 45 days; to the aid of the Court in producing witnesses in his behalf; to be confronted by and question the witnesses against him; to a trial by court or jury, if charge is a misdemeanor, and to be represented by a lawyer of his own choosing or to court appointed attorney if cannot afford one if charge is a misdemeanor of any kind. Defendant was advised of the maximum and minimum sentence, and other consequences of a plea of guilty or nolo contendere.

DEFENDANT WAIVES HIS/HER RIGHT TO:

() Remain silent () Attorney () Court Trial () Jury Trial () Witnesses, subpoena and confrontation

DEFENDANT ENTERED A PLEA OF:

() GUILTY all counts () NO CONTEST all counts () NOT GUILTY all counts
 () GUILTY Cts _____ () NO CONTEST Cts _____ () NOT GUILTY Cts _____ (sentence on reverse)

THE COURT FINDS:

() That all waivers were knowingly, intelligently and understandingly made. () The plea is freely and voluntarily made. () Plea is accepted by the Court.

DATE _____ JUDGE _____ CLERK _____ INTERPRETER _____ ATTY _____

Defendant () Present () Not Present Officer () Present () Not Present DDA _____

WITNESSES SWORN AND TESTIFIED FOR THE PEOPLE:

EXHIBITS ON BEHALF OF THE PEOPLE:

MK ADM

[] []
 [] []
 [] []

WITNESSES SWORN AND TESTIFIED FOR THE DEFENDANT:

EXHIBITS ON BEHALF OF THE DEFENDANT:

MK ADM

[] []
 [] []
 [] []

COURT FINDS THE DEFENDANT: () GUILTY () NOT GUILTY (sentence on reverse)**FIGUEROA DIVISION**

118 EAST FIGUEROA ST. - PHONE 568-3959
 SANTA BARBARA, CA 93101
 24 HOUR CASE INFORMATION LINE 568-3959

LOMPOC DIVISION

115 CIVIC CENTER PLAZA - PHONE 737-7789
 LOMPOC, CA 93436
 24 HOUR CASE INFORMATION LINE 737-7789

SANTA MARIA MILLER DIVISION

312-M EAST COOK ST. - PHONE 614-6590
 SANTA MARIA, CA 93454
 24 HOUR CASE INFORMATION LINE 346-7550

SOLVANG DIVISION

1745 MISSION DRIVE - PHONE 686-5040
 SOLVANG, CA 93463

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA

FOR COURT USE ONLY

STREET ADDRESS: 118 East Figueroa Street
 CITY AND ZIP CODE: Santa Barbara, CA 93101
 PHONE NUMBER: (805) 568-2780
 BRANCH NAME: Criminal Division

FILED
 SUPERIOR COURT OF CALIFORNIA
 COUNTY OF SANTA BARBARA

JUN 13 2014

PLAINTIFF: People of the State of California

Darrel E. Parker, Executive Officer

DEFENDANT: Travis MiddleberryBY: Erin Baker
Erin Baker, Deputy Clerk

ORDER FOR RELEASE OF PRISONER

CASE NUMBER:

BOOKING NO.:

CHARGE(S):

ARRESTING AGENCY:

TO THE SHERIFF OF SANTA BARBARA COUNTY, SANTA BARBARA, CALIFORNIA:

You are hereby authorized and directed to release the above named defendant from custody and hold this order as your authority for so doing.

Defendant is directed to appear on 7-21-14 at ☒ 8:15 am / ☐ 12:45 pm at Santa Barbara Superior Court, Criminal Division, 118 East Figueroa St., Santa Barbara, in Department ☐ 7 / ☐ 8.

☒ Defendant is directed to appear in person.

Date

Judge

Pretrial Services

AGREEMENT FOR O.R. RELEASE (P.C. §1318)

I, the undersigned, do hereby, in consideration of being released upon my own recognizance, that:

- ☒ 1. I will appear at all times and places as ordered by the court or magistrate releasing me and as ordered by any court in which, or any magistrate before whom the charge is subsequently pending;
- ☒ 2. I will obey all laws and reasonable conditions imposed by the court or magistrate.
- ☒ 3. I will not depart this state without permission of the court.
- ☒ 4. If I fail to appear as required and am apprehended outside the State of California, I waive extradition;
- ☒ 5. If I fail to appear or I violate any condition of this order or if there is a change of circumstances which increases the risk of failure to appear or additional facts are presented which are unknown at this time, any court or magistrate may revoke the order of release and return me to custody or require that I give bail or other assurance of my appearance.
- ☐ 6. I will avoid all contact with witnesses and/or victims: _____
- ☐ 7. I will avoid the following neighborhoods and personal associations: _____
- ☐ 8. I will not consume alcohol or use illegal substances of any kind. _____
- ☐ 9. I will participate in the following counseling programs: _____
- ☐ 10. I will submit to search and seizure upon official demand with/without probable cause or warrant, at any time.
- ☐ 11. I will not own, possess or have under my control weapons/illegal substances/drug paraphernalia.
- ☐ 12. I will contact Pretrial Services on Mondays and Fridays before 9:00 am at 805-681-5645 until further notice.
- ☐ 13. Other: _____

Notice: Every person who is charged with the commission of a misdemeanor who is released on his/her own recognizance and who willfully fails to appear as he/she agreed, is guilty of a misdemeanor and, upon conviction, is punishable by imprisonment in the County Jail for a period not to exceed 6 months, or by a fine not to exceed \$1000, or by both. [P.C. §19, 1320(a)]. Every person who is charged with the commission of a felony who is released on his/her own recognizance who willfully fails to appear as he/she has agreed, is guilty of a felony, and upon conviction thereof may be punished by a fine not exceeding five thousand dollars and by imprisonment in the state prison, or in the County Jail for not more than one year, or by both such fine and imprisonment. [P.C. §1320(b)]

I declare under penalty of perjury under the laws of the State of California, that I have been informed of and understand: (a) that I am to appear on the above date, and (b) the consequences and penalties applicable to violation of the conditions or release.

Date: 6/13/2014
 Phone: 805-284-6562

Signed: Travis Middleberry
 Address: 27 West Hollywood # 153
Santa Barbara, CA 93101

CIVIL COVER SHEET

I. (a) PLAINTIFFS (Check box if you are representing yourself ☒)

Travis Middleton

DEFENDANTS (Check box if you are representing yourself ☐)

Santa Barbara Police Department, City of Santa Barbara, Camerino Sanchez, Off. Freytag, Off. B. Jensen, Off. Chung, Denise DeBellefueille, Lee Carter, John/Jane Doe Clerk

(b) County of Residence of First Listed Plaintiff Santa Barbara

(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant Santa Barbara

(IN U.S. PLAINTIFF CASES ONLY)

(c) Attorneys (Firm Name, Address and Telephone Number) If you are representing yourself, provide the same information.

27 West Anapamu Street No. 153 Santa Barbara, California [93101]
(805) 284-6562

Attorneys (Firm Name, Address and Telephone Number) If you are representing yourself, provide the same information.

Unknown at this time.

II. BASIS OF JURISDICTION (Place an X in one box only.)☐ 1. U.S. Government Plaintiff☒ 3. Federal Question (U.S. Government Not a Party)☐ 2. U.S. Government Defendant☐ 4. Diversity (Indicate Citizenship of Parties in Item III)**III. CITIZENSHIP OF PRINCIPAL PARTIES**—For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant)

Citizen of This State

PTF

DEF

1

1

Citizen of Another State

2

2

Citizen or Subject of a Foreign Country

3

3

Incorporated or Principal Place of Business in this State

PTF

DEF

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Incorporated and Principal Place of Business in Another State

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Foreign Nation

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IV. ORIGIN (Place an X in one box only.)☒ 1. Original Proceeding☐ 2. Removed from State Court☐ 3. Remanded from Appellate Court☐ 4. Reinstated or Reopened☐ 5. Transferred from Another District (Specify)☐ 6. Multi-District Litigation**V. REQUESTED IN COMPLAINT: JURY DEMAND:** ☒ Yes ☐ No (Check "Yes" only if demanded in complaint.)**CLASS ACTION** under F.R.Cv.P. 23: ☐ Yes ☒ No☐ **MONEY DEMANDED IN COMPLAINT:** \$ 900,000**VI. CAUSE OF ACTION** (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)

42 U.S.C. Section 1983 & 1986 for violations of constitutional & civil rights under Amendments 4, 5, & 14 of the U.S. Constitution.

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES	CONTRACT	REAL PROPERTY CONT	IMMIGRATION	PRISONER PETITIONS	PROPERTY RIGHTS
<input type="checkbox"/> 375 False Claims Act	<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 462 Naturalization Application	Habeas Corpus:	<input type="checkbox"/> 820 Copyrights
<input type="checkbox"/> 400 State Reapportionment	<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 463 Alien Detainee	<input type="checkbox"/> 830 Patent
<input type="checkbox"/> 410 Antitrust	<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 290 All Other Real Property	TORTS	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 840 Trademark
<input type="checkbox"/> 430 Banks and Banking	<input type="checkbox"/> 140 Negotiable Instrument	TORTS	PERSONAL PROPERTY	<input type="checkbox"/> 530 General	SOCIAL SECURITY
<input type="checkbox"/> 450 Commerce/ICC Rates/Etc.	<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	PERSONAL INJURY	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 861 HIA (1395ff)
<input type="checkbox"/> 460 Deportation	<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 371 Truth in Lending	Other:	<input type="checkbox"/> 862 Black Lung (923)
<input type="checkbox"/> 470 Racketeer Influenced & Corrupt Org.	<input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Vet.)	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 540 Mandamus/Other	<input type="checkbox"/> 863 DIWC/DIWW (405 (g))
<input type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 153 Recovery of Overpayment of Vet. Benefits	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 864 SSID Title XVI
<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 155 Recovery of Overpayment of Vet. Benefits	<input type="checkbox"/> 330 Fed. Employers' Liability	BANKRUPTCY	<input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 865 RSI (405 (g))
<input type="checkbox"/> 850 Securities/Commodities/Exchange	<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 340 Marine	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 560 Civil Detainee Conditions of Confinement	FEDERAL TAX SUITS
<input type="checkbox"/> 890 Other Statutory Actions	<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 423 Withdrawal 28 USC 157	FORFEITURE/PENALTY	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
<input type="checkbox"/> 891 Agricultural Acts	<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 350 Motor Vehicle	CIVIL RIGHTS	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
<input type="checkbox"/> 893 Environmental Matters	<input type="checkbox"/> 196 Franchise	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input checked="" type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 690 Other	
<input type="checkbox"/> 895 Freedom of Info. Act	REAL PROPERTY	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 441 Voting	LABOR	
<input type="checkbox"/> 896 Arbitration	<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 710 Fair Labor Standards Act	
<input type="checkbox"/> 899 Admin. Procedures Act/Review of Appeal of Agency Decision	<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 365 Personal Injury-Product Liability	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 720 Labor/Mgmt. Relations	
<input type="checkbox"/> 950 Constitutionality of State Statutes	<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability	<input type="checkbox"/> 445 American with Disabilities-Employment	<input type="checkbox"/> 740 Railway Labor Act	
		<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 446 American with Disabilities-Other	<input type="checkbox"/> 751 Family and Medical Leave Act	
			<input type="checkbox"/> 448 Education	<input type="checkbox"/> 790 Other Labor Litigation	
				<input type="checkbox"/> 791 Employee Ret. Inc. Security Act	

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CIVIL COVER SHEET

VIII. VENUE: Your answers to the questions below will determine the division of the Court to which this case will be initially assigned. This initial assignment is subject to change in accordance with the Court's General Orders, upon review by the Court of your Complaint or Notice of Removal.

QUESTION A: Was this case removed from state court? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If "no," skip to Question B. If "yes," check the box to the right that applies, enter the corresponding division in response to Question E, below, and continue from there.		STATE CASE WAS PENDING IN THE COUNTY OF <input checked="" type="checkbox"/> Los Angeles, Ventura, Santa Barbara, or San Luis Obispo <input type="checkbox"/> Orange <input type="checkbox"/> Riverside or San Bernardino		INITIAL DIVISION IN CACD IS: Western Southern Eastern	
QUESTION B: Is the United States, or one of its agencies or employees, a PLAINTIFF in this action? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "no," skip to Question C. If "yes," answer Question B.1, at right.		B.1. Do 50% or more of the defendants who reside in the district reside in Orange Co.? check one of the boxes to the right →		<input type="checkbox"/> YES. Your case will initially be assigned to the Southern Division. Enter "Southern" in response to Question E, below, and continue from there. <input type="checkbox"/> NO. Continue to Question B.2.	
		B.2. Do 50% or more of the defendants, who reside in the district reside in Riverside and/or San Bernardino Counties? (Consider the two counties together.) check one of the boxes to the right →		<input type="checkbox"/> YES. Your case will initially be assigned to the Eastern Division. Enter "Eastern" in response to Question E, below, and continue from there. <input type="checkbox"/> NO. Your case will initially be assigned to the Western Division. Enter "Western" in response to Question E, below, and continue from there.	
QUESTION C: Is the United States, or one of its agencies or employees, a DEFENDANT in this action? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "no," skip to Question D. If "yes," answer Question C.1, at right.		C.1. Do 50% or more of the plaintiffs who reside in the district reside in Orange Co.? check one of the boxes to the right →		<input type="checkbox"/> YES. Your case will initially be assigned to the Southern Division. Enter "Southern" in response to Question E, below, and continue from there. <input type="checkbox"/> NO. Continue to Question C.2.	
		C.2. Do 50% or more of the plaintiffs who reside in the district reside in Riverside and/or San Bernardino Counties? (Consider the two counties together.) check one of the boxes to the right →		<input type="checkbox"/> YES. Your case will initially be assigned to the Eastern Division. Enter "Eastern" in response to Question E, below, and continue from there. <input type="checkbox"/> NO. Your case will initially be assigned to the Western Division. Enter "Western" in response to Question E, below, and continue from there.	
QUESTION D: Location of plaintiffs and defendants?			A. Orange County	B. Riverside or San Bernardino County	C. Los Angeles, Ventura, Santa Barbara, or San Luis Obispo County
Indicate the location(s) in which 50% or more of <i>plaintiffs who reside in this district</i> reside. (Check up to two boxes, or leave blank if none of these choices apply.)			<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Indicate the location(s) in which 50% or more of <i>defendants who reside in this district</i> reside. (Check up to two boxes, or leave blank if none of these choices apply.)			<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
D.1. Is there at least one answer in Column A? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "yes," your case will initially be assigned to the SOUTHERN DIVISION. Enter "Southern" in response to Question E, below, and continue from there. If "no," go to question D2 to the right. →			D.2. Is there at least one answer in Column B? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "yes," your case will initially be assigned to the EASTERN DIVISION. Enter "Eastern" in response to Question E, below. If "no," your case will be assigned to the WESTERN DIVISION. Enter "Western" in response to Question E, below. ↓		
QUESTION E: Initial Division? Enter the initial division determined by Question A, B, C, or D above: →			INITIAL DIVISION IN CACD WESTERN		
QUESTION F: Northern Counties? Do 50% or more of plaintiffs or defendants in this district reside in Ventura, Santa Barbara, or San Luis Obispo counties? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No					

IX(a). IDENTICAL CASES: Has this action been previously filed in this court?

☒ NO ☐ YES

If yes, list case number(s):

IX(b). RELATED CASES: Is this case related (as defined below) to any civil or criminal case(s) previously filed in this court?

☐ NO ☒ YES

If yes, list case number(s): cv14-5591

Civil cases are related when they (check all that apply):

- ☒ A. Arise from the same or a closely related transaction, happening, or event;
☒ B. Call for determination of the same or substantially related or similar questions of law and fact; or
☐ C. For other reasons would entail substantial duplication of labor if heard by different judges.

Note: That cases may involve the same patent, trademark, or copyright is not, in itself, sufficient to deem cases related.

A civil forfeiture case and a criminal case are related when they (check all that apply):

- ☐ A. Arise from the same or a closely related transaction, happening, or event;
☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or
☐ C. Involve one or more defendants from the criminal case in common and would entail substantial duplication of labor if heard by different judges.

X. SIGNATURE OF ATTORNEY

(OR SELF-REPRESENTED LITIGANT):

Juan Middleton

DATE: December 22, 2015

Notice to Counsel/Parties: The submission of this Civil Cover Sheet is required by Local Rule 3-1. This Form CV-71 and the information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. For more detailed instructions, see separate instruction sheet (CV-071A).

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405 (g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))